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JOURNAL

OF THE

COUNCIL PROCEEDINGS

OF THE

Second Legislative Assembly

OF THE

TERRITORY OF OKLAHOMA,

BEGINNING, JANUARY, 10, 1893.

Official Roster.

Governor—ABRAHAM J. SEAY.
Secretary of Territory—ROBERT MARTIN.
United States Attorney—HORACE SPEED.
Chief Justice—EDWARD B. GREEN.
Associate Justices—JOHN H. BURFORD AND
JOHN G. CLARK.
United States Marshal—WILLIAM GRIMES.

OFFICERS OF THE COUNCIL.

President—W. A. MCCARTNEY.
Chief Clerk—ED L. DUNN.
Enrolling and Engrossing Clerk—J. L. HARALSON.
Chaplain—REV. E. F. BOGGESE.
Sergeant-at-Arms—JESSE J. GRAHAM.
Messenger—J. B. DODSON.
Watchman—J. C. SCRUGGS.
Pages—MAUD SCHERMERHORN, NELLIE SCOTHORN,
PAUL MURPHY

OFFICERS OF THE HOUSE.

Speaker—T. R. WAGGONER.
Chief Clerk—P. O. CASSIDY.
Enrolling and Engrossing Clerk—E. L. GAY.
Sergeant-at-Arms—LANE FISHER.
Messenger—J. L. MATHEWS.
Chaplain—REV. WM. WIMBERLY.
Watchman—MILES ALLEN.

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THE
COUNCIL PROCEEDINGS

OF THE LEGISLATURE OF THE

TERRITORY OF OKLAHOMA.

SECOND SESSION.

COUNCIL CHAMBER—FIRST DAY.

GUTHRIE, O. T. JAN. 10, 1893.

At 2 o'clock p. m. on Tuesday, Jan. 10, 1893, the members elect of the Council of the Second Legislative Assembly of Oklahoma Territory, met pursuant to law in the Council Chamber at Guthrie, and were called to order by W. A. McCartney.

L. G. Pitman

Was placed in nomination for temporary president.

There being no other nomination,

Mr. Pitman

Was unanimously elected

S. A. Reese

Was made temporary secretary.

On motion

A committee of five on credentials was elected as follows:

Hugh McCredie, F. S. Pulliam, J. W. Clevinger, C. H. Carswell and J. J. Shaffer.

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The following members elect then deposited with the clerk their certificates of election:

F. S. Pulliam, C. H. Carswell, John M. Cannon, C. J. Wrightsman, Hugh McCredie, Leslie P. Ross, J. W. Clevinger, Leander G. Pitman, J. P. Lane, J. J. Shaffer, J. C. Pringey and O. R. Fegan.

On motion

A recess of 15 minutes was given to allow the committee to prepare a report.

At the expiration of which time, the Council was called to order and motion made to adjourn until 7 p. m.

Motion carried

And Council adjourned.

EVENING SESSION.

TUESDAY, 7 P. M. January 10, 1893.

Council met pursuant to adjournment.

The committee on credentials asked, and were allowed, an extension of time.

A motion was then made to adjourn until 10 o'clock of the following day,

And the President not being able to render a decision on the vote taken, the yeas and nays were called for.

The roll being called there were 7 yeas and 6 nays.

The President then declared the motion carried

And the Council adjourned.

S. A. REESE,
Temporary Clerk.

SECOND DAY.

GUTHRIE, O. T. January 11, 1893.

Pursuant to adjournment Council was called to order by Temporary President Pitman.

On roll call the following Councilmen were present.

Carswell, Lane, McCartney, Pulliam, Pitman, Ross and Wrightsman.

Prayer by Rev. Nathan.

Committee on Credentials called for, but as Chairman Clevenger was absent the report was deferred.

On motion of Councilman Ross Chief Justice Green was invited to administer the oath of office to the members, and Mr. Ross was appointed a committee of one to escort him to the room.

On motion the chair appointed Jesse Graham Temporary Sergeant-at-Arms.

On motion of Councilman Wrightsman the Committee on Credentials was discharged and a new committee was elected by ballot, consisting of Councilmen Pulliam, Carswell, McCartney, Lane and Wrightsman.

On motion that a recess of twenty minutes be given to make report.

Recess.

Report of committee as follows.

We your committee find that the following members are duly elected to said body, to-wit:

John M. Cannon, C. H. Carswell, J. W. Clevenger, O. R. Fegan, J. P. Lane, J. C. Pringey, L. G. Pitman, L. P. Ross, Wm. A. McCartney, Hugh McCredie, F. S. Pulliam, J. J. Shaffer, C. J. Wrightsman.

On motion the report was accepted and the committee discharged.

On motion the Clerk called the roll to note absentees, and the following members answered: Carswell, Lane, McCartney, Pulliam, Pitman, Ross and Wrightsman.

On motion the Chair instructed the Sergeant-at-Arms to bring in the absent members.

On motion of Mr. McCartney the Chair appointed Councilman Ross to wait upon the Secretary of the Territory and invite him to administer the oath to the members.

On roll call all the members being present, Councilmen Wrightsman and Clevenger were by motion appointed to invite Judge Green to administer the oath to the members.

Mr. Wrightsman asked to be excused and the Chair appointed Mr. Cannon in his stead.

On roll call a quorum not being present the Sergeant-at-Arms was instructed to bring in the absent members.

Upon reporting with them Judge Green administered the oath.

On motion the Council then proceeded to the election of permanent officers.

Motion prevailed.

Mr. Ross placed in nomination Mr. McCartney.

Mr. Fegan placed in nomination Mr. Cannon.

Mr. McCartney received seven votes and Mr. Cannon received six.

Those voting for Mr. McCartney were Carswell, Lane, McCartney, Pitman, Pulliam, Ross, Wrightsman.

Those voting for Cannon were Cannon, Clevenger, Fegan, McCredie, Pringey, Shaffer.

Mr. McCartney receiving a majority of all the members of the Council was declared elected and was conducted to the chair.

On motion the Council adjourned until 2 p. m. January 11, 1893.

AFTERNOON SESSION.

Council met at 2 p. m. as per adjournment. All members present.

Mr. Ross introduced the following resolution:

Resolved. That we do now proceed to complete the organization by electing the following officers:

President pro tem, F. S. Pulliam.

Chief Clerk, Ed L. Dunn.

Assistant Chief Clerk, John R. Coykendall.

Sergeant-at-Arms, Jesse Graham.

Enrolling Clerk, J. L. Harolson.

Messenger, J. B. Dobson.

Watchman, J. C. Scruggs.

Chaplain, E. T. Boggess.

The resolution was adopted by a majority of all of the members of the Council and the officers were declared elected by the President.

The following Committee on Rules was then elected: Carswell, Pitman, Ross, Clevenger and Cannon.

The officers elect were then sworn in and

On motion the Council then adjourned until 10 o'clock, January 12, 1893.

Approved January 12, 1893.

ED L. DUNN,
Chief Clerk.

THIRD DAY.

GUTHRIE. Thursday, January 12, 1893.

Pursuant to adjournment Council called to order

All the members being present.

Prayer by the Chaplain.

Committee on Rules reported the following rules:

Council Rules.

RULE 1. The President shall take the chair precisely at the hour to which the Council shall have adjourned, and shall immediately call the Council to order.

RULE 2. The President shall have the general direction of the Council Chamber; he shall have the right to name any Councilor to perform the duties of the chair; but such substitution shall not extend beyond an adjournment.

RULE 3. He shall preserve order and decorum in the proceedings of the Council; and in case of any disturbance or disorderly conduct in the lobby, the President, or Chairman of the committee of the whole council, shall have the power to order the same to be cleared.

RULE 4. The President shall sign all acts and joint resolutions, WHEN PASSED BY BOTH HOUSES; and all writs, warrants, and subpoenas issued by order of the Council shall be under his hand, attested by the clerk.

RULE 5. The President of the Council shall appoint three pages, upon the recommendation of a majority of the members, who shall serve during the session of the legislature, unless dismissed for cause by the officer appointing, or the Council. Additional pages may be authorized by the Council.

RIGHTS AND DUTIES OF COUNCILORS.

RULE 6. At the beginning of the session the following standing committees shall be elected by a majority vote, and when elected shall each elect their chairman:

1. Judiciary—five members.
2. Ways and Means—five members.
3. Education—five members.
4. County Affairs—five members.
5. Municipal Corporations—five members.
6. Agriculture and Highways—five members.
7. Enrolled and Engrossed Bills—five members.
8. Railroads and Corporations—five members.
9. Elections—five members.

10. Public Institutions—five members.
11. Federal Relations—five members.
12. Printing.

Such other committees shall be appointed from time to time as the Council may direct.

RULE 7. When a Councilor is about to speak, he shall rise from his seat and respectfully address himself to "Mr. President," and the President shall announce him as "The Councilor from ——," (naming his county). The Councilor may then speak, either from his seat or the seat of any other Councilor tendered him for the purpose, or from the stand.

RULE 8. In all cases the Councilor who shall first rise and address the President shall speak first, but when two or more Councilors shall rise at once, the President shall announce the Councilor who is to speak first.

RULE 9. No Councilor shall speak more than twice to the same question, except by unanimous consent of the Council; and he shall confine himself to the question under debate and avoid personality.

RULE 10. Any Councilor, while discussing a question, may read, or cause to be read, from books, papers, or documents, any matter pertinent to the subject under consideration, without asking leave.

RULE 11. Any Councilor may call for a statement of the question, which the President may give sitting.

RULE 12. Any Councilor may call for a division of the question, and the decision of the President as to its divisibility shall be subject to appeal as in questions of order.

RULE 13. Every Councilor present when the question is put shall vote, unless the Council for special reasons excuse him. A request to be excused from voting shall not be in order unless made before the council divides, or before the call of yeas and nays is commenced; and any Councilor requesting to be excused from voting may make a brief statement of the reasons for making such request, and the question shall then be taken without further debate.

RULE 14. When less than a quorum vote on any question pending in the Council, the President shall forthwith order the roll of Councilors called by the clerk. If a quorum be present as shown by answering to their names or their presence in the chamber, the President shall again order the yeas and nays, and if any Councilor refuses to vote, he shall be noted as present but not voting.

RULE 15. While the President or Chairman is putting any question, or addressing the Council, no one shall walk across the chamber, and while a Councilor is speaking no one shall pass between him and the Chair. No person, other than the Clerk, shall remain at the Clerk's desk while the ayes and nays are being called, or ballots being called.

RULE 16. Any Councilor has the right to demand the ayes and nays upon any question before it is put; and upon such demand the Clerk shall call the names of Councilors in their alphabetical order, and before the result is de-

clared, shall read over the names of those voting in the affirmative and those voting in the negative.

RULE 17. Any Councilor has the right to demand a call of the Council and upon such call the names of Councilors shall be called by the Clerk, alphabetically, and the absentees noted.

RULE 18. Any three Councilors have a right to demand the previous question.

RULE 19. Any Councilor shall have the right to protest against any act or resolution of the Council, and such protest and the reasons therefor, shall, without alteration, commitment, or delay, be entered upon the journal.

ORDER OF BUSINESS OF THE DAY.

RULE 20. As soon as the Council is called to order, and after prayer by the Chaplain, a quorum being present, the journal of the preceeding day shall be read by the Clerk, and, if necessary, corrected by the Council.

RULE 21. As soon as the journal is read and corrected, as aforesaid, the President shall call for the presentation of petitions and memorials; bills for second reading; bills for third reading; the introduction of bills; and the report of standing committees, in the order of their appointment; the report of select committees and miscellaneous business.

This business shall be disposed of in the order in which it is arranged, and shall not be in order at any other time unless by leave of seven Councilors.

If the calling of the committees is not completed on any given day, the President shall, on the subsequent day, on reaching "Reports of the Standing Committees," commence with the committee next in order after that last called on the previous day.

RULE 22. Every petition and memorial shall be referred, on motion, without putting the question for that purpose, unless the reference is objected to at the time of its presentation; and no petition or memorial shall be printed unless by special order of the Council.

RULE 23. Messages from the House, and communications from either branch of the Executive Department of the Territory, may be received, read, and disposed of at any time, except when the President in putting a question, while the yeas and nays are being called, or while the ballots are being counted, unless objection is made to the reading, when the Council shall decide.

RULE 24. The interim between any two sessions of the Council on the same day shall be termed a recess, and on the re-assembling at the appointed hour any question pending at the time of taking such recess shall be resumed without any motion to that effect.

QUESTION OF PRECEDENCE.

RULE 25. The following questions shall take precedence in the order named:

1. To adjourn to a day certain.
2. To adjourn.
3. To take a recess.

4. To lie on the table.
5. Previous question.
6. To proceed to the orders of the day.
7. To postpone to a day certain.
8. To commit.
9. To amend.
10. To postpone indefinitely.

MOTIONS AND QUESTIONS.

RULE 26. Every motion shall be reduced to writing if the President or any councilor so desires, and whenever an amendment is offered to any bill or resolution under consideration by the Council, or an amendment to any such amendment, the councilor proposing the same shall reduce it to writing and forward it to the clerk's desk.

RULE 27. When a motion is made and seconded, it shall be stated by the President; or, being in writing, it may be read to the Council by the President or clerk before debate.

RULE 28. After a motion is stated or read by the President, or read by the clerk, it shall be deemed to be in the possession of the Council, but may be withdrawn by leave of the Council at any time before a decision or amendment.

All questions, whether in committee or Council, except privileged questions, shall be put in order in which they are made, except in filing blanks, the largest sum and longest time shall be put first.

RULE 29. Questions shall be distinctly put in this form: "You who are of the opinion (as the question may be) say 'aye';" and after the affirmative voice is expressed, "Those of a contrary opinion say 'no'." If the President doubt, or a division be called for, the Council shall divide—those of the affirmative of the question first rising from their seats, and afterwards those in the negative; and the President shall determine by count, announcing the number.

RULE 30. When a motion is made to commit to a committee of the whole Council, or to a standing committee, it shall not be in order to amend such motion by substituting any other committee; but if any other committee be suggested, the motion shall first be put upon the committee first named, and afterwards upon the committee or committees suggested in the order in which they were named.

RULE 31. A motion to postpone to a day certain, or indefinitely, being decided, shall not be again allowed at the same stage of the bill or proposition; and if a bill be set for consideration on a certain day, it shall not be considered at an earlier day.

No Bill shall be set for consideration beyond ten days from the date when so set; but no special orders shall be made during the last fifteen days of the session without the concurrence of a majority of all the members elected to this Council.

RULE 32. A motion to adjourn shall always be in order; but being decided in the negative, shall not be again entertained until some motion, call order.

or discussion shall have taken place, and then not until the expiration of half an hour, except by unanimous consent.

RULE 33. The following questions shall be decided without debate, to-wit: To adjourn; to take a recess; to lie on the table; to take from the table; to go into a committee of the whole on orders of the day; and all questions relating to the priority of business.

AMENDMENTS.

RULE 34. No motion or proposition upon a subject different from that under consideration shall be admitted under color of amendment.

A motion to strike out and insert shall be deemed divisible; and a refusal to strike out shall be equivalent to agreeing to the matter in that form, but shall not preclude further amendment by way of addition.

RULE 35. A motion to reconsider any motion or vote must be made by a councilor voting with the prevailing side, except when a bill fails upon its final passage, the motion may be made by any councilor voting upon the question. Such motion must be made within the next two days of actual session of the Council (a quorum being present) after such vote was taken, and the same shall take precedence of all other questions, except a motion to adjourn; but such motion, if made by one of the minority, shall not be subject to debate, provided, however, that the minority mover shall be allowed thirty minutes to give his reasons for taking such action; but after the vote which a bill which has failed of passage has been re-considered, the bill shall not then pass without a majority of all the members of this house voting in favor thereof.

RULE 36. The previous question shall be in this form: "Shall the main question now be put?" It shall only be admitted when demanded by three councilors, and until decided shall preclude further debate, and all amendments and motions, except one motion to adjourn, on motion to take a recess, and one motion to lie on the table. All incidental questions, or questions of order, arising after a motion is made for the previous question, and pending such motion, shall be decided without appeal and without debate.

RULE 37. On a motion for the previous question, and prior to voting on the same, a call of the Council shall be in order; but after the demand for the previous question shall have been sustained, no call shall be in order; and the Council shall be brought to an immediate vote—first upon the pending amendments in their order, and then upon the main question.

RULE 38. If a call for the previous question be not sustained, the subject under consideration shall not thereby be postponed, but the business shall proceed as if no such call had been made.

QUESTIONS OF ORDER.

RULE 39. If any councilor, in speaking or otherwise, transgress the rules of the Council the President shall, or any member may, call to order; and the councilor called to order shall take his seat, if required to do so by the President, until the question of order is decided.

RULE 40. If a member rise to a point of order, he shall state it in a clear

and concise manner. If the President be of the opinion that the point of order is well taken he shall sustain it, otherwise he shall overrule it, and from such ruling an appeal may be had, if seconded by two members, and the point shall then be decided without debate. The member, in stating his point of order shall not consume more than five minutes.

RULE 41. If the decision be in favor of the councilor called to order, he shall be at liberty to proceed; if otherwise, he shall not be permitted to proceed, in case any councilor object, without leave of the Council.

RULE 42. If a councilor call another to order for words spoken in debate, he shall, if required by the President, reduce to writing the language used by the Councilor which he deemed out of order.

RULE 43. All questions of order, with the decisions thereon, from which an appeal may have been taken, shall be noted by the clerk, and put together at the end of the journal at each session.

THE YEAS AND NAYS—WHEN TO BE CALLED.

RULE 44. The yeas and nays shall be called upon the election of all officers, a majority of those voting being necessary to a choice.

RULE 45. The yeas and nays shall be called upon the passage of all bills, and the adoption of all joint resolutions having the force and effect of law, and a majority of the votes of all the Councilors elected shall be necessary to pass either.

RULE 46. The yeas and nays shall be called upon the adoption of all resolutions expending money, and a majority of the votes of all the Councilors elected are necessary to the adoption of such resolution.

RULE 47. Executive sessions shall be held as occasion may require, and shall be held with closed doors.

And no councilor, or officer of the Council, shall disclose the proceedings had in executive session; nor disclose the opinions or votes of the Councilors.

RULE 48. When in executive session, the yeas and nays shall be called upon the confirmation of all nominations made by the Governor.

RULE 49. The several standing and select committees of the Council have leave to report by bill or otherwise; and it shall be in order for the committee on enrollment to report at any time, when the Council is not otherwise engaged; but the report of any committee must be signed by a majority of its members before it can be received at the clerk's desk, and when the majority of a committee have reported, the minority may present their views.

COMMITTEE OF THE WHOLE.

RULE 50. When the Council shall be ready to proceed to the orders of the day, a motion to go into committee of the whole Council on the orders of the day shall have precedence of all other motions, except to adjourn, to take recess, to lie on the table, and for the previous question; and in forming a committee of the whole Council, the President shall leave the chair, and appoint a Chairman, who shall preside, and vote as other Councilors.

RULE 51. In committee of the whole bills shall be read by the chairman

or clerk, and considered by sections, unless it shall be otherwise directed by the committee, leaving the preamble to be last considered. The body of the bill shall not be defaced or interlined, but amendments shall be noted by the Chairman or clerk on a separate piece of paper, as the same shall be agreed to by the committee, and so reported to the Council. After being reported, the bill and amendments of the committee shall be immediately taken up for consideration, unless it shall be otherwise ordered by the Council, and again be subject to discussion or amendment before the question to engross the bill be taken. The rule of proceeding in committee of the whole shall be the same as in the Council, so far as may be applicable.

BILLS.

RULE 52. Every bill shall be introduced on the report of a committee, or by any councilor in the regular order of business, or by leave of the Council upon a statement of the objects of the bill. All bills shall be read a second time in the order in which they are introduced, and, unless made a special order, shall be read a third time in the order in which they are directed to third reading.

RULE 53. If opposition be made to the bill on first reading, the question shall be: "Shall the bill be rejected?" If the bill be not rejected, it shall pass to a second reading in the order of proceeding.

RULE 54. On the second reading of a bill the President shall state that it is ready for commitment or engrossment. If no motion or order be made to the contrary, it shall be committed to the committee of the whole Council, to be considered in its order. If the bill be ordered to be engrossed, the Council shall direct on what day it shall be read the third time. But no bill having been amended shall be read a third time without being actually engrossed. Amendments to House bills, made by the Council, shall be engrossed in like manner as Council bills, preparatory to their third reading.

RULE 55. When a question is lost on ordering a bill to be engrossed for a third reading on a particular day, it shall not preclude a question to order it to be engrossed for third reading on a different day, unless a division be called for; but if on a division the question on engrossing the bill, without including the time for its third reading, shall fail, the bill shall be considered as lost.

RULE 56. Bills standing in order for third reading shall be taken up and read without a motion to that effect, and (unless otherwise ordered by the Council) the question shall be put: "Shall the bill pass?" And in case any bill which has been set for a third reading on a given day shall, for any reason, be not read on that day, it shall stand for third reading on the first succeeding day when bills for third reading shall be reached in the regular order of business.

RULE 57. When a bill has passed the Council the President or clerk shall read its title, and the President shall demand if the Council agree to its title; and if the Council is agreed, the clerk shall make out the title accordingly, and shall certify the passage of the bill upon the back thereof.

RULE 58. No bill having been passed, or resolution adopted, shall be delayed in transmission to the House because a motion for reconsideration has been made, and remains undisposed of. When a motion to reconsider is

laid upon the table it shall not carry the bill or resolution with it.

RULE 59. After commitment and report thereof to the Council or at any time before its passage, a bill or resolution may be recommitted. After bills have been read the third time they shall not be amended, except by recommitment to a committee with instructions to amend, which instructions shall embody, substantially, the amendment or amendments proposed.

RULE 60. On the passage of all bills making appropriations of money, or in concurring in House amendments thereto a separate vote on any item or items therein shall, on demand of five Councilors, first be had by yeas and nays, entered upon the journal; and every such item failing to receive a majority of all members elected to the Council, shall be stricken from the bill before taking the vote upon its final passage.

RULE 61. All Council bills which have been ordered printed shall be printed and distributed for the use of the Councilors before the second reading thereof, unless otherwise ordered; and in case a Council and House bill has been amended before being placed on the calendar for third reading; in placing it upon the calendar for third reading the Clerk shall note the fact that it has been amended.

RESOLUTIONS.

RULE 62. Resolutions, upon their introduction in the Council or receipt from the House, upon their being first read in the Council, shall, if any Councilor shall give notice of a desire to discuss the proposition therein contained, lie over for one day; and no motion shall be entertained which may operate to deprive any Councilor of the right to give notice to discuss.

RULE 63. Resolutions may be offered on leave or under the head of miscellaneous business,

ADMISSION OF VISITORS WITHIN THE BAR OF THE COUNCIL.

RULE 64. During the sitting of the Council no person shall be admitted within the bar of the Council, except members of the two houses, and ex-members of the Legislature, their clerks, assistants, and other officers, or persons charged with any message or papers for the Council, clergymen by invitation of the President, the Governor of this or any other Territory or State, judges of the courts, heads of different departments, members of congress, such other persons as may at any time, be specially invited by any member of the present Council; and the use of the Council Chamber shall not be granted, at any time, by resolution or otherwise, for any other than legislative purposes, except by unanimous consent of the Council.

RULE 65. It shall be the duty of the Sergeant-at-Arms and his assistants to prevent smoking within the Council Chamber during the session of the Council.

THE RULES OF THE COUNCIL.

RULE 66. These rules shall not be amended except after at least one day's notice be given to the Council, in writing, setting forth the alteration proposed. And no rule shall be suspended except by a vote of seven members, or by a number less than seven, if that lesser number be two-thirds of the members present.

RULE 67. Robert's Rules of Order shall be received as the rule in all

cases not provided for in the foregoing rules, except where the Council may determine otherwise by a yea and nay vote.

CHIEF CLERK.

RULE 68. It is the duty of the Chief Clerk to call the roll; report correctly the result of all balloting, yea and nay, and division votes; read the journal or cause the same to be read; read all bills, resolutions, petitions, or other papers which the Council may require; deliver all messages to the House of Representatives; certify all enrolled bills, and present the same to the President of the Council for his signature; endorse upon every paper presented in the Council the successive stages of action had thereon, and see that the proper records be made of the transmission of every paper from one house to the other, or from one officer to another; certify to the Auditor of the Territory the time of service of the members and officers of the Council, and attend generally to such other matters as his office may require. For the purpose of securing uniformity and system, all other clerks of the Council shall be under his direction.

CLERK OF ENROLLED BILLS.

RULE 69. It shall be the duty of the Clerk of Enrolled Bills to enroll, or cause to be enrolled, in a legible and fair round hand, without erasure or interlineation, and subject to the approval of the Committee on Enrolled Bills all Council bills and joint resolutions which have been passed by both houses.

CALENDAR.

RULE 70. The calendar shall be arranged as follows:

1. Special orders, specifying the hour to which any subject matter of legislation was assigned for the consideration of the Council.
2. Motions and resolutions laid over under the rules.
3. The second reading of bills.
4. The third reading of bills.
5. Bills reported by committees, under the head of General Orders.
6. Bills due and unreported by committees.

SERGEANT-AT-ARMS.

RULE 71. It shall be the duty of the Sergeant-at-Arms to deliver to the printer all bills and other documents ordered to be printed, and take his receipt therefor; to return and distribute the printed copies; to procure all stationery and needful articles; and execute all orders of the President and Council. He shall have the general supervision of the Council Chamber, and the subordinate officers of the Council, committee and clerk rooms, gallery and lobby, and shall preserve order within the chamber, lobby and galleries; and may arrest and take into custody any person for disorderly conduct, and report him to the president. And for the purpose of preventing lounging and loafing in the chamber when the Council is not in session, he shall detail at least one of his assistants to remain in the Chamber at all times when the same is open.

Mr. Pulliam moved

That rule 67 be amended to read "Cushing's Manual" instead of Roberts' Rules of Order.

The roll being called on the amendment

There were two ays and eleven nays.

Amendment rejected.

Mr. Ross moved

That the report of the committee be received,

Which motion prevailed unanimous.

Mr. Pitman moved

That the report of the Committee on Rules be adopted.

Which motion prevailed.

On motion the reading of the journal was postponed until afternoon.

Mr. Pringey moved

That the Council now proceed to the selection of the following standing committees provided for by rule 6, by electing the following named councilors to serve upon the respective committees.

Judiciary—

Carswell, Fegan, Clevenger, Wrightsman, Cannon.

Ways and Means—

Pringey, Fegan, Cannon, Carswell, Lane.

Education—

Fegan, Pringey, Clevenger, Pitman, Cannon.

County Affairs—

Lane, Cannon, McCredie, Wrightsman, Ross.

Municipal Corporations—

Fegan, Shaffer, McCredie, Ross, Pulliam.

Agriculture and Highways—

Cannon, Pringey, Shaffer, Carswell, Wrightsman.

Enrolled and Engrossed Bills—

Clevenger, Pulliam, Cannon, Lane, McCredie.

Railroads and Corporations—

Cannon, McCredie, Fegan, Shaffer Lane.

Elections—

McCredie, Pringey, Shaffer, Lane, Carswell.

Public Institutions—

Shaffer, McCredie, Carswell, Pringey, Lane.

Federal Relations—

Clevenger, Cannon, Fegan, Pitman, Lane.

Printing—

Fegan, Clevenger, Carswell, Shaffer, McCredie.

Mr. Ross moved

To adjourn until 2 o'clock.

The roll being called

There were 6 ayes and 7 nays,

Which motion failed.

Mr. Wrightsman moved

To lay the motion of Mr. Pringey on the table.

Amended to read "until to-morrow morning at 9 o'clock."

The roll being called on the amendment

There were ayes 6, nays 7.

Amendment rejected.

The roll being called on motion to table
There were ayes 6, nays 7,
Which motion failed.

Mr. Wrightsman moved
To take a recess for thirty minutes.

The roll being called
There were ayes 6, nays 7,
Which motion failed.

Mr. Clevinger, Fegan, and McCredie appealed from the decision of the Chair.

The roll being called upon said appeal
There were ayes 7, nays 6.

Mr. Wrightsman moved
To take a recess for thirty minutes.

The roll being called
There were ayes 6, nays 7,
Motion lost.

Mr. Ross moved
To amend Mr. Pringey's motion
By striking out the Judiciary Committee.
Previous question called for.

Mr. Pitman moved
To adjourn
Until 10 o'clock tomorrow.
The roll being called
There were ayes 6, nays 7.
Motion lost.

The previous question being called for
By Mr. Fegan,
The President stated the previous question as follows;
Shall the previous question now be put?

The roll being called
There were ayes 8, nays 5.
The question prevailed.

Mr. Wrightsman moved
To reconsider.

The roll being called
There were ayes 5, nays 8.
Which motion was lost.

Mr. Pulliam
On special privileges,
Asked to have his name erased
From the Committee on Municipal Corporations and Enrolled and Engrossed Bills.

The roll being called on the previous question,
On the amendment,
There were ayes 5, nays 8.
The amendment was lost.

Mr. Wrightsman moved
To reconsider.

The roll being called
There were ayes 6, nays 7.

Mr. Pitman moved
To adjourn until 2 p. m.
Which motion failed.

Mr. Wrightsman moved
To reconsider on a point of order being raised by Mr. Clevinger.
The President ruled the motion was in order.

Mr. Clevinger and Mr. Fegan appealed from the decision of the Chair.

The roll being called
There were ayes 6, nays 7.

Those voting in the affirmative were:

Lane, McCartney, Pitman, Pulliam, Ross, Wrightsman.

Those voting in the negative were:

Cannon, Carswell, Clevinger, Fegan, McCredie, Pringey, Shaefer.

The President was not sustained.

Mr. Ross moved
To adjourn until 2 o'clock,
Which motion was declared carried by the chair.

A roll call being demanded resulted in ayes 3, nays 7.

Those voting in the affirmative were:

Lane, Pitman, Pulliam.

Those voting in the negative were.

Cannon, Carswell, Clevinger, Fegan, McCredie, Pringey, Shaefer.

A point of order that the previous question had been ordered and the amendment voted on.

The President ruled that the roll call on the previous question was not a motion, which ruling was appealed from, and the President was not sustained.

A motion to reconsider the vote was lost.

Mr. Pittman moved
To adjourn until 4 p. m. tomorrow.

The roll being called there voting in the affirmative none, in the negative 17.

Which motion failed.

The previous question being demanded

Mr. Wrightsman moved

That the question be laid on the table,

Which motion failed.

The roll being called

There were affirmative 4, negative 7.

The roll being called on the previous question

There were ayes 7, nays 4.

Those voting in the affirmative were:

Cannon, Carswell, Clevinger, Fegan, McCredie, Pringey, Shaefer.

Those voting in the negative were:
Lane, Pitman, Pulliam, Wrightsman.

Mr. Carswell moved
To reconsider the vote,
Which motion prevailed.

The roll being called
There were ayes 7, nays 4.

Those voting in the affirmative were:
Cannon, Carswell, Clevinger, Fegan, McCredie, Pringey, Shaefer.

Those voting in the negative were:
Lane, Pitman, Pulliam, Wrightsman.

Councilors Pitman and Pulliam gave notice that they would not serve on said Committee.

Adjourned until 3 p. m.

AFTERNOON SESSION.

Roll call found all members present except
Councilors Cannon and Clevinger
Who reported subsequently.

The President appointed for temporary Pages:
Misses Maud Schimerhorn and Nellie Scothorn and Paul Murphy.

Minutes of January 11, and the morning session of January 12, read and approved.

Adjourned until 10 a. m. tomorrow.

ED L. DUNN,
Chief Clerk.

Approved January 13, 1893.

FOURTH DAY.

CUTHRIE, O. T. JANUARY, 13, 1893.

The Council met pursuant to adjournment and called to order by the President.

Prayer by the Chaplain.

The roll being called all members were present except Councilors Cannon and Carswell, who reported subsequently.

The Journal was read and approved.

Committee on Printing reported that they had ordered 25 copies of the rules printed.

Mr. Fegan, of Logan County, introduced
Council joint resolution No. 1,

Providing for a committee of three to be appointed by the chair to act with a like committee of the House to wait on His Excellency Governor Seay and inform him that the General Assembly is now organized and ready to receive any communication he may wish to make.

And on motion

Was adopted.

The chair appointed Messrs. Fegan, Carswell and Pulliam.

Mr. Pulliam, of Logan County, introduced
Council resolution No. 1,

That a committee of three be appointed by the President of the Council to inform the House that the Council is now organized and ready for business.

On motion

The resolution was adopted.

The President appointed
Messrs. Pulliam, Carswell and Fegan.

Mr. Wrightsman of Pottawatomie county introduced
Council Resolution No. 2. "That the President of the Council
Appoint a Committee of Three on Mileage."

And moved its adoption.

Which motion prevailed.

Mr. Pitman of Oklahoma county introduced

Council Bill No. 1,

Council Bill No. 2,

Council Bill No. 3,

Council Bill No. 4,

Council Bill No. 5,

Council Bill No. 6,

Council Bill No. 7,
Council Bill No. 8,
Council Bill No. 9,
Council Bill No. 10,
Council Bill No. 11,
Council Bill No. 12,
Council Bill No. 13, and
Council Bill No. 14.

And asked that they be referred to the Judiciary Committee.

Mr. Wrightsman moved
To take a recess until 11 o'clock.

Which motion prevailed.

Upon coming to order at 11 o'clock the committee appointed by Council Resolution No 1, after repairing to the House reported that they had delivered their —

Mr. Pitman moved
That said committee be retained.

Which motion prevailed.

Mr. Ross moved
That the Secretary of the Territory be requested to furnish lock and keys or keys for the locks to the members' desks, also waste-baskets and mucilage for the councilmen.

Which motion prevailed.

Mr. Clevinger moved
To adjourn until 2 o'clock.

Which motion prevailed.

AFTERNOON SESSION.

Upon coming to order at 2 o'clock, p. m.

The roll being called

All the members were present.

The President appointed

W. S. Carren as temporary janitor.

Mr. Clevinger moved

To take a recess until 3 o'clock.

Which motion prevailed.

Upon coming to order at 3 o'clock.

The President called Councilman Pitman to the chair.

The President pro tem instructed the janitor to procure drinking water for the members.

Mr. Pulliam moved

To adjourn until 10 o'clock, January 14, 1893.

Which motion prevailed.

So the Council adjourned.

ED. L. DUNN,
Chief Clerk.

Approved January 14, 1893.

FIFTH DAY.

GUTHRIE, O. T. JANUARY 14, 1893.

The Council met pursuant to adjournment and was called to order by the President pro tem.

Prayer by the

Rev. Boggess, the chaplain.

The roll being called all the members were present except the President, who afterwards reported.

The Journal of January 13, 1893, was read and approved.

On invitation of the President

Mr. Pitman administered the oath of office to Chaplain Boggess.

Mr. Wrightsman, of Pottowattomie County, introduced

Council Bill No. 15 and

Council Bill No. 16.

And Mr. Pitman moved

That the bills be read the first and second time by titles and referred to the proper committees.

Amended to read the first time by titles and pending the question

Mr. Cannon moved

To take a recess until 11:30 a. m.

Which motion prevailed.

And recess was taken.

The Council met pursuant to adjournment and was called to order by the President.

Mr. Pitman moved

To adjourn until 10 o'clock a. m. January 16, 1893.

Which motion prevailed.

So the Council adjourned.

ED. L. DUNN,
Chief Clerk.

Approved January 16, 1893.

SEVENTH DAY.

GUTHRIE, O. T. JAN. 16, 1893.

Council met pursuant to adjournment and was called to order by the President.

Prayer by Chaplain Boggess.

Roll call showed all members present except:
Clevinger, McCredie, Pulliam and Wrightsman.

Journal of January 14, 1893, read and approved.

Mr. Fegan moved

That the regular order of business be dispensed with and a recess be taken until 4 o'clock, p. m.

Which motion prevailed.

Recess was taken.

Council met pursuant to adjournment for recess, and was called to order by the President.

Roll was called by Miss Maud Schimerhorn (in the absence of the clerk), all present except:

Carswell, Lane and Wrightsman.

Mr Ross moved

That a recess be taken until 7 o'clock p. m.

Which motion prevailed.

Council met pursuant to adjournment at 7 o'clock p. m., and was called to order by the President.

Roll called showed the following members present:

Ross, Shaefer, Wrightsman, and Mr. President.

The following members were absent:

Cannon, Carswell, Clevinger, Fegan, Lane, McCredie, Pitman, Pringey, and Pulliam.

Mr. Wrightsman moved

An adjournment until 9:30 a. m., January 17, 1893.

Which motion prevailed.

So the Council adjourned.

ED. L. DUNN,
Chief Clerk.

Approved January 18, 1893.

EIGHTH DAY.

GUTHRIE, O. T., JAN. 17, 1893.

Council met pursuant to adjournment, and was called to order by the President.

Prayer by Councilman Lane.

Roll call showed all present except

Messrs. Fegan, McCredie and Pringey, who afterwards reported.

Journal of January 16th read and approved.

Mr. Clevinger moved

To take a recess until 2 o'clock p. m.

Which motion prevailed.

Recess was taken.

When the Council was called to or by the President Pro Tem, Mr.

Pulliam, and the roll called, showed all present except Mr. President and McCredie who afterwards reported.

Mr. Ross moved

That the seargent-at-arms be instructed to wait upon the Secretary of the Territory and secure waste baskets and stationery needed by the members.

Which motion prevailed.

Mr. McCredie gave notice that on Thursday he would introduce a resolution

To amend the rules so as to provide for a standing committee on appropriations.

Mr. Pringey moved

To adjourn until 10 o'clock, January 18, 1893.

Which motion prevailed.

So the Council adjourned.

ED. L. DUNN,
Chief Clerk.

Approved January 18, 1893.

NINTH DAY.

GUTHRIE, O. T., Jan. 18, 1893.

Council met pursuant to adjournment at 10 o'clock a. m., and was called to order by the President.

Prayer by Chaplain Boggess.

Roll call showed all the the members present except:

Messrs. Clevinger and McCredie, who afterwards reported.

A resolution from the Guthrie Board of Trade was presented by the President of the Council, "Inviting the Council to attend the Strip convention in a body this afternoon and evening."

And on motion of Mr. Fegan the invitation was accepted by a unanimous vote of the Council.

An invitation was received from the ladies of the Congregational church of Guthrie to partake of dinner and supper with them at the Springer House.

On motion of Mr. Wrightsman

The invitation was accepted by a unanimous vote of the Council.

Mr. Carswell of Canadian county introduced

Council Bill No. 17, entitled "An Act to Prevent Hasty and Improvident Legislation."

And asked unanimous consent to have said bill read in full.

There being no objection the bill read in full.

On motion Mr. Fegan

The council took a recess for one hour.

At the expiration of the recess the council was called to order by the President.

Mr. Pitman moved

That the Judiciary committee of the council report to this body whether or not the Legislative Assembly has the legal authority to create offices and provide for their payment out of the Territorial treasury, in addition to those provided for by the United States Statutes for legislative bodies in the Territories.

Mr. Wrightsman moved

To amend by substituting the appointment by the President of Messrs. Ross, Pitman and Carswell as a committee to investigate the question instead of the Judiciary committee.

The amendment was lost.

And the motion prevailed.

Mr. Fegan moved

That in consequence of the unorganized condition of the House and the impossibility of the transaction of further business until it was organized, and also to give opportunity to attend the Strip convention that the council adjourn until 10 o'clock tomorrow.

The roll being called

The following members voted in the affirmative:

Cannon, Clevinger, Fegan, Lane, Pitman, Pulliam, Ross, Shaefer, Wrightsman and Mr. President.

In explaining his vote Mr. Clevinger said:

Mr. President:

Upon this motion I vote aye. My reason for so doing is this. That no further business can be legally transacted by the Council until we have been notified that the House has been organized and ready for business; and from common report it seems that each and every detail of the organization will be contested to the last, and for this reason it does not seem to me necessary to meet and adjourn from time to time without some prospect of doing something; and also that I believe it be our duty to show our willingness to assist in as laudable a cause as will be brought before the Strip convention for its consideration.

GUTHRIE, January 18, 1893.

The motion to adjourn until 10 a. m. tomorrow being considered, I would vote no if the only reason was to attend the Strip convention, but as it is impossible for the council to transact business until the House is organized, I vote in the affirmative.

J. P. LANE.

I realize that we can do nothing until the Lower House is organized. We have notified that body that we are ready for business, and have adjourned from time to time and taken recess after recess in hopes of getting down to work at the earliest moment after that body is organized. I have been on the floor of the Lower House during this recess and I see no chance for that body to be ready for business today. I therefore vote aye on the motion.

F. L. PULLIAM.

Mr. President:

I desire to explain my vote. There is no prospect of the Lower House being able to transact any business of a Legislative character today. For this reason I vote aye.

J. J. SHAFFER.

Mr. Wrightsman in voting aye said:

It is apparent that in the unorganized condition of the House, that we would be unable to transact any business, therefore I vote in the affirmative.

So the Council adjourned.

ED. L. DUNN,
Chief Clerk.

Approved January 12, 1893.

TENTH DAY.

GUTHRIE, O. T., Jan. 19, 1893.

Council met pursuant to adjournment at 10 o'clock a. m. and was called to order by the President.

Roll call showed all present except

Messrs. Carswell, Fegan and Pringcy, who afterwards reported.

Prayer by Chaplain Boggess.

Mr. Ross arose to a question of personal privileges.

Mr. Clevinger, of the First District, introduced

Concurrent resolution No. 2.

"Providing for the joint assembly and notifying the Governor that they were ready to receive his message."

And moved its adoption.

Which motion prevailed.

Mr. Wrightsman moved

That the Council go into a committee of the whole for the purpose of considering the revision of the code.

Which motion prevailed.

Mr. President called

Mr. Mr. Wrightsman of Pottowatomie county to the chair.

The committee of the whole rose at 11:30

And submitted the following report:

Mr. President:

The committee of the whole having under consideration

The Revision of the Statute

Beg leave to report as follows:

That the errors and defects in our present statutes are so numerous as to demand a thorough revision of our laws.

C. J. WRIGHTSMAN, Chairman.

The committee provided for by resolution to notify the House that the Council was organized and ready for the transaction of business, reported

That the House refused to receive the message, as they were not duly organized.

Mr. President called

Mr. Pringey to the chair

And moved

That the Council accept the report of the committee and the committee be retained.

And that the committee be instructed to notify the House every fifteen minutes,

"That the Council was ready for business."

Mr. Fegan moved

To amend, and that the clerk be instructed to notify the House instead of the committee.

Mr. McCredie moved

To amend the amendment,

"To receive the report and discharge the committee."

Pending the question,

Mr. Cannon moved

That a recess be taken until 2 o'clock p. m.

Which motion prevailed.

Recess was taken.

AFTERNOON SESSION.

Council met pursuant to adjournment and was called to order by the President pro tem.

Roll call showed all present except

Messrs. Cannon, Lane, Pringey and Mr. President, who afterwards reported.

Mr. Ross moved

To table the motion and amendment thereto which were pending at the time the recess was taken.

Which motion prevailed.

A committee from the House consisting of

Messrs. Greer, Brennon and Peery appeared

And notified the Council that the House was duly organized and ready for business.

And by unanimous consent the report was received.

The following message was received from the House of Representatives:

HOUSE OF REPRESENTATIVES,
TERRITORY OF OKLAHOMA,
GUTHRIE, January, 19, 1893.

Mr. President:

I am directed to notify your Honorable Body

That the House has concurred in concurrent resolutions

No. 1 and

No. 2,

And that the House has appointed for its committee

Messrs. Beaty, Wimberly and Allen of Payne.

P. O. CASSIDY,
Chief Clerk.

Messrs. Fegan, Carswell and Pulliam, the committee appointed on the part of the Council under the said concurrent resolution, then retired to meet with the said House committee and after a brief absence Mr. Fegan, the chairman of the committee, reported in behalf of the Council committee, that the duty assigned to the joint committee of the two Houses had been discharged. That the joint committee had waited upon the Governor, as requested, and that His Excellency, the Governor, had notified the committee that he would meet the two Houses in joint session at 3 o'clock p. m. in the hall of the House of Representatives and deliver his message.

The hour of 3 o'clock having arrived the members of the Council proceeded, by the President and Sargent-at-Arms, retired from the Council Chamber for the purpose of uniting with the House in joint session to receive the Governor's Message.

Governor's Message.

EXECUTIVE DEPARTMENT. }
GUTHRIE, O. T., JANUARY, 19, 1893. }

To the Legislative Assembly of the Territory of Oklahoma:

In compliance with section 6555 of the Statutes of Oklahoma, requiring the Governor, at the commencement of each session of the legislature, to give that body information by message, of the condition of the Territory, and to recommend such measures as he shall deem expedient, I have the honor to submit the following statement of the condition of our territorial affairs, supplemented with the reports of our several territorial officers, together with their suggestions and recommendations, as well as some of my own, all of which I trust will be of some assistance to you in performing the arduous and important duties that devolve upon you.

At the threshold of your duties, I congratulate you and the people on fine crops and marvelous development of our Territory, together with the unprecedented increase of our population, as well as the law-abiding and energetic character, and general prosperity of our people.

You are to be further congratulated, that the people of Oklahoma have reposed in you their trust and confidence for the discharge of the important duties that will devolve upon you, and that you enter upon their performance under more favorable auspices than those which surrounded your predecessors.

It is not my purpose in this document to call your attention to all the changes that have occurred to me to be necessary in our statute law. Your experience as citizens, following the various avocations of life, will suggest to you the several changes that will be needed to render our laws harmonious and suited to the wants of our people in their present circumstances.

PUBLIC SCHOOL SYSTEM.

The most important function of our government is in making provisions for educating the youth, and your best efforts will be demanded in legislating upon this subject. I herewith hand you report of Hon. J. H. Parker, Territorial Superintendent of Public Instruction, showing the present condition of

our school affairs, and containing recommendations which, in his opinion, if enacted into law, would tend to make our school system and school work more efficient. I cannot speak too highly of the work done by Professor Parker, or of the weight that should be attached to his recommendations regarding educational matters. His report and suggestions are hereto attached (marked "Exhibit A") and are worthy of your careful consideration.

Without endorsing all that he recommends, the following is concurred in: Section three, article one (6355). Change so as to give cities an opportunity to have a high school, when there are sufficient funds to support common and graded schools six months instead of nine months, as it now reads.

Section one, article two (6362). Change so as to make length of county normal school not less than four weeks.

Section three, article two (6324). Change so as to make fees for certificates two dollars, and registration fee two dollars.

Section three, article four (6374). Add mental science to the list of studies, holders of first grade certificates must pass examination in, and put physiology, hygiene and book-keeping into all grades.

Section twelve, article four (6383). Make fee for territorial diploma five dollars, to be applied to the expense of the territorial board of education.

Section eight, article five (6291). Provision should be made for the actual and necessary traveling expenses of the territorial superintendent, while discharging his official duties, not to exceed one hundred dollars per year. A safe should be provided for valuable books and papers for the two offices.

Section eight, article six (6402). The salaries of county superintendents should grade according to population.

Section one, article eight (6405). The manner of electing school boards should be more clearly defined.

Section one, article six (6395). Change election of county superintendents to April election (biennial) when other such officers are chosen. Let official duties commence July 1st, beginning of school year.

Section one, article fourteen (6473). Amend so as to make county lines the boundaries of school townships.

Article thirteen. Amend so as to give the children of colored citizens, equal school privileges with the white children. Let separate school election be by townships rather than counties, and recommend that the county superintendent's last quarter's salary of each year be withheld until the territorial superintendent accepts his annual report, as sufficient under the law.

The following suggestions are also made: There is need of a law authorizing the people to issue bonds for the building of school houses, erected of brick or stone. Such a law, with provisions guarding well all avenues of extravagance, should authorize the tax-payers to vote for the issue of bonds not exceeding three per cent. of the valuation of property in the district, for that purpose.

By section 6369 the territorial superintendent and county school superintendents constitute the territorial board of education. It is believed that a board composed of the territorial superintendent, who shall be president, four county superintendents, one superintendent of schools in cities of the

first class, and the president of the university or normal school, to be appointed for one year each, by the Governor, would increase the efficiency and lessen the expenses of said board.

The perpetuity of republican government depends upon the virtue and intelligence of the masses of the American people. The existence and perpetuation of that virtue and intelligence depends upon the education of the masses. That education must be obtained in the public schools, and they must be built and maintained by money forced by legal processes from the property owners, many of whom have no children. Many of those having children to school, have little or no property subject to taxation.

The power and duty of the government to support public schools has not been questioned in this country for a century. The law of self preservation demands it.

The power to compel property owners to pay taxes to build houses, hire teachers, buy furniture, fixtures, books, maps, charts, etc., has never been questioned. So it seems equally sound, that the power exists to compel all children of school age to attend the schools. That the property owner should be compelled to build houses, hire and pay teachers to teach empty benches, while the children grow up in idleness and vice, is to defeat the highest purpose of the public school. Compulsory attendance is worthy of your earnest consideration.

LEASING OF SCHOOL LANDS.

The act of congress approved March 3, 1891, authorizing the Governor of Oklahoma to lease sections sixteen and thirty-six in each congressional township, under regulations prescribed by the Secretary of the Interior, and to apply the proceeds thereof to the mainenance of the public schools in the Territory, has proved to be of great benefit to our educational interests.

A detailed statement of what has been done is herewith appended and marked "Exhibit 1."

GOVERNMENT DONATION OF LANDS.

During the last few months a movement has been inaugurated to induce congress, in opening lands to settlement in this Territory in the future, to make liberal donations of the same for the benefit of our educational institutions. In furtherance of that object a memorial has been prepared by the board of regents of the University, Normal School and Agricultural College and presented to congress, a copy of which is hereto attached marked "Exhibit 2," and made a part hereof.

As a further effort in this direction, it would be well for your respective bodies to memorialize congress to the same end.

AGRICULTURAL COLLEGE.

The Legislative Assembly having accepted the provisions of an act of congress entitled "An act to establish agricultural experimental stations in connection with the colleges established in the several states under the provisions of an act approved July 2, 1862, and the acts supplementary thereto," approved March 2, 1887, proceeded, by the provisions of chapter two of the

laws of Oklahoma to locate said institution in Payne county. The commissioners selected for that purpose then definitely located the college at Stillwater in said county.

A board of regents was appointed under the law to manage the affairs of the institution. Their report hereto attached marked "Exhibit C" and made a part hereof, will give you an account of the progress that has been made in establishing and placing upon a successful footing what will probably in time prove to be the most valuable public institution of the Territory.

UNIVERSITY.

I have the honor to hand you herewith the report of the board of regents of the Territorial University, containing several recommendations for your consideration: which report is marked "Exhibit D" and made a part hereof.

This is an institution in which all good citizens should take pride. It is not doubted but that you will enact such wholesome legislation respecting the University of Oklahoma as its importance demands.

NORMAL SCHOOL.

The secretary of the board of education of the Normal School has also transmitted his report, stating what has been done by them, and the present condition of the school which is hereto attached and marked "Exhibit No. D ½," and submitted to you for your consideration.

BOARD OF HEALTH.

The report of the board of health of the Territory is herewith transmitted to you, with several recommendations, which will require your attention. The recommendation to raise the salary is not approved. The same is hereto attached marked "Exhibit E," and made a part hereof.

DENTISTRY.

The report of the board of dental examiners, together with their recommendations is also hereto attached, marked "Exhibit G," and made a part hereof, and referred to you for your consideration.

REPORT OF TERRITORIAL TREASURER AND AUDITOR.

Herewith find report of Territorial treasurer marked "Exhibit G," from which it appears that the total "general revenue" received up to November 30, 1892, is \$19,863.60.

Also report of Territorial auditor, marked "Exhibit H," from which it will appear that warrants have been issued on the Territorial treasurer for the sum of \$38,817.42, leaving a balance of outstanding warrant indebtedness of the sum of \$19,170.82.

While it is true that our revenue producing wealth is rapidly increasing, it will also be apparent from the reports of the financial condition of the University and Normal School, that our needs for revenue keeping pace with it.

MILITIA.

Chapter fifty-three of our Statutes empowers the Governor to organize

such military companies, etc., as he may deem proper and necessary for the safety of the inhabitants of the Territory.

In pursuance of the provisions of this law my predecessor in office appointed Harry P. Clark as Adjutant General, D. W. Marquart as Inspector General, J. M. Brooks as Quartermaster General, and Harry C. Barnes and Calhoun D. Leach as Aides de Camp.

Under an act of Congress for the encouragement of the formation of militia organizations in the several states and territories, the Secretary of War is authorized to furnish the arms, ordnance stores, quartermaster's stores, and camp equipage for such organizations.

What steps have been taken and what progress made, in organizing the militia of this Territory is shown in the report of the Adjutant General, hereto attached, marked "Exhibit I." and made a part hereof.

REVENUES AND APPROPRIATIONS.

Considering our youth, and the large quantities of excellent lands in the Territory that are not now, and will not be subject to taxation for several years to come, it is hoped that no extravagance will be indulged in in making appropriations. And it is suggested that in addition to the present sources of Territorial revenue, a license tax be imposed on retail liquor dealers of not less than one hundred dollars, nor more than two hundred dollars per annum, to be paid semi-annually in advance, into the Territorial treasury, in addition to the county and city licenses that are now imposed.

Our statutes concerning corporations and authorizing the granting of charters by the Governor and Secretary of the Territory, make no provision for the payment of any license into the Territorial treasury. Many, if not all, of the states, now require all persons filing articles of incorporation for railroads and other purposes, to pay a license into the state treasury of not less than some particular sum—say fifty or one hundred dollars. Such a law in this Territory would create another source of needed revenue. Why not charge notaries a license fee?

The congress of the United States appropriated, when this Territory was first organized, fifteen hundred dollars per annum for contingent expenses of the Governor's office. That appropriation ran to the close of the fiscal year, 1892, and the entire amount was expended. The first session of the present congress appropriated only five hundred dollars per annum, for contingent expenses of this office, all of which has already been expended. Unless congress should make another appropriation and include it in a deficiency appropriation bill, it will become necessary to appropriate out of the Territorial treasury the balance of the amount necessary for contingent expenses of this office.

MISCELLANEOUS—ANIMALS.

Your attention is also directed to the provisions of Article 1, Chapter 3 of our Statutes, relating to the inspection of hides and animals, and creating the office of inspector. This law seems to work no particular benefit to any one except the inspector, and as it seems to work a hardship to stock owners, should be repealed.

BANKING.

Our Statutes should require the proper officers of all banking and other money loaning institutions, to make a statement in writing, under oath, whenever called on so to do by the governor, showing the financial condition of the bank, and cause the same to be published in some newspaper in the county where the business is being done.

EXEMPTIONS.

The exemption and mortgage laws should be amended. Sections 4726 and 4788 ought to be repealed: also that part of section 6130 which forbids the owner from making any contract for payment of taxes on that part of his land which is encumbered. Section 2861 ought to be amended so as to exempt in towns and cities a homestead not to exceed in value a certain sum—say one thousand dollars—not to be used for any other purpose than a homestead.

ELECTION LAWS.

There is no law fixing the time of general elections, for canvass of votes, or for contesting elections. Our election laws are too expensive and cumbersome. The Australian system should be so modified as to greatly reduce the expense. No person owning lands patented to them by the government, and not taxable, should be permitted to vote or hold office.

In view of the prospective opening of new lands to settlement, and the organization of new counties, it would be well to provide that in such counties the usual requirements as to residence as a qualification to hold office or vote, be suspended for one year after such organization, and that all bona fide settlers who are otherwise qualified, shall have the right to vote or hold office.

PRINTING.

Section 6564 of our laws makes it the duty of the Governor to issue his proclamation giving thirty days' notice of the time and place of holding elections for county and township officers and delegate in congress, and requires the same to be published in one newspaper in each county. But no appropriation was made by the legislature for paying the expense of such publication. The proclamation for the general election held last November was published as required by law, and bills for the same have been presented but not paid for lack of an appropriation. Your attention is called to this matter for such action as you may deem proper.

Complaint is made that the fees of printers for legal publication are excessive, and that the law should be so amended as to greatly reduce the rates.

MARRIAGE AND DIVORCE.

Your attention is called to the fact that the law as it now stands, does not require a marriage license as a pre-requisite to a valid marriage. It should be so amended as to require a license. Your attention is also directed to the fact that in different statutory provisions relating to the granting of divorces, there is a conflict as to the length of residence required of the applicant. The ninety day provision should be repealed.

STATUTES.

Provision should be made for correctly codifying, publishing and indexing our statutes, including United States Constitution and Organic Act, and the several acts of congress relating to, or affecting Oklahoma.

PUNISHMENT OF CRIMINALS.

In accordance with the provisions of chapter 68 of our statutes, my predecessor in office, Governor Steele, entered into a contract with the warden of the Kansas penitentiary for the care and custody of such persons as might be convicted of penitentiary offenses in this Territory.

That contract was entered into on the 26th day of November, 1890, for a period of one year, and until terminated by notice, and provides for the payment to said warden of the sum of twenty-five cents for each callendar day for each prisoner, payments to be made quarter-yearly. The report of the warden of the penitentiary is hereto attached and marked "Exhibit J."

In this connection your attention is called to the fact that under our laws the prosecution of criminals is entirely too expensive. It is recommended that you restrict the indictment by grand juries to felonies, and such misdemeanors as are punishable by fine of more than one hundred dollars and imprisonment for a term exceeding one year, and that you authorize the prosecution of all other crimes by information.

It is also recommended that a grand jury shall consist of only twelve men, and a regular panel jury of twelve men, or less; that all regular panel jurors (except federal), shall have the same mileage allowed to sheriffs, and a per diem of one dollar and twenty five cents. Talesmen no mileage and no per diem, unless accepted as jurors. And that no per diem or mileage of witnesses on behalf of the defendant in criminal cases be allowed as costs against the city, county or Territory. That the law relating to fugitives from justice be so modified as to permit the Goveruor to require a recommendation from the district judge before granting a requisition, and providing that all the expenses incident to the same, and of apprehending, or endeavoring to apprehend the fugitive thereunder, be paid by the county in which the crime is committed

CARE OR INSANE PERSONS.

Following the provisions of chapter 42 of our compiled laws, Governor Steele, on the 7th day of November, 1891, entered into a contract with Mr. George C. McFarland, superintendent of the Oak Lawn Retreat for the Insane, located at Jacksonville, Illinois, by the terms of which contract and modifications thereof, which I have since deemed advisable to make, our insane are being cared for at the annual charge of two hundred and eighty dollars for each patient. This pays for the board, clothing, care, medicine and medical attendance, and all other expenses of the patient while in said institution.

No complaint has ever reached me regarding the care of these unfortunates, and it is my opinion that they are being well cared for, and at an expense less than they could be cared for within the Territory at the present time. I would suggest, therefore, that the present plan be continued with the following changes:

I believe that the expense of caring for this class of persons should be collected from the estates of the patients, or their relatives, where possible, and in all other cases the expense should be borne by the county in which the patient has a legal residence, instead of by the Territory. This plan in my opinion will cause more care to be taken by the county authorities in sending patients to the asylum, and thereby reduce the number of patients to be cared for.

The law should also give the Governor the privilege of contracting with any private person, or association, as well as with the authorities of other states or territories. Mr. McFarland's report is hereto attached marked "Exhibit K" and make a part hereof.

COUNTIES AND COUNTY AFFAIRS.

It is believed that nothing retards the growth of a Territory like the creation of unnecessary indebtedness, and extravagance in the management of county affairs. The development and wealth of Oklahoma will largely depend upon good laws, administered by honest public officials, and the frugal expenditures of public moneys. Experience has shown that only a nominal salary should be allowed to prosecuting attorneys, and they should depend for their emoluments mainly on fees, dependent upon convictions on indictment or information. Say ten dollars on a conviction of a misdemeanor and twenty-five dollars for felony, when the costs are collected of the defendant, and half that sum, when by reason of the insolvency of the defendant, the county becomes liable.

It is recommended that the salaries of county clerks be abolished and that they be paid for their services in fees, and that the law requiring county clerks to appoint deputies be repealed. That the salaries of treasurers be fixed at a low rate, but graded according to wealth and population of counties, and, that for services in collecting the revenue, they be paid a given per cent. of what they collect. The law should also provide that the county treasurer should deposit, subject to call, all moneys coming into his hands as such officer, with such banking institution, or association, giving ample security, as will bid the highest rate for the use of the same.

That county commissioners shall have three dollars per day for every day actually and necessarily employed in the discharge of their duties, and no other compensation, except one mileage for each term of the court. Provided, That in counties of five thousand inhabitants or less, they shall not receive pay for more than thirty days in any one year; over five thousand and less than ten thousand inhabitants, forty days; over ten thousand and less than fifteen thousand inhabitants, fifty days; over fifteen thousand and less than twenty thousand inhabitants, sixty days; over twenty thousand inhabitants, seventy days.

It is further recommended that the term of office of sheriff shall be for four years, and that he shall be ineligible to any elective office for two years after his term expires, and that this law go into effect at the next general election.

There is no law fixing the fees of coroner, or creating the office, or defining the duties, or expressly creating the office of register of deeds, or defining his duties.

There should be a law defining the county boundaries, making them political corporations, and creating officers to govern them.

You should consider the propriety of passing a law enabling two or more counties to consolidate.

A law ought to be enacted authorizing the people, under proper restrictions, to vote the issue of bonds for the erection of court houses and jails. But in view of the charges of corruption in illegal contracts, and the fraudulent issue of warrants in some of the counties, and the shameless disregard of the law in the sale of bonds already issued, by which the public debt of several of the counties has been unlawfully increased, a repeal or suspension for the period of two years, of the operation of that part of our bond laws which authorizes the counties to bond their floating debt is recommended.

A law should be passed regarding the oath of office and giving of official bonds by the county officers.

The office of probate judge is an important one to the people and should be filled by a lawyer of high character and ability.

No man should be eligible to fill that office who is not a regular practicing attorney, having a license from the supreme court of the Territory. An amendment of the law to that effect is recommended to take effect at the next election.

WORLD'S COLUMBIAN EXPOSITION.

A report has been received at this office from the Territorial commissioners of the World's Columbian Exposition, and is hereto attached and marked "Exhibit L."

A creditable exhibit should be made, and as no appropriation has heretofore been provided, such sum as seems proper to you ought to be appropriated for that purpose.

STATEHOOD.

It may be well for your respective bodies to take such action reflecting the sentiments of the people of Oklahoma with regard to our admission to statehood, as would place their desires in an appropriate manner before the congress of the United States.

RATIFICATION OF INDIAN TREATIES.

As you are aware, several Indian treaties are awaiting action by congress which, if ratified, will open large areas of land in this Territory to homestead settlement. Such steps on your part as will tend to facilitate the action of congress ought to be taken at a very early day in order that congress may understand our wishes before the session is too far advanced.

I shall be glad at any time to give you any additional information, and to aid you in any way in my power in improving our laws.

Extending to you and each of you an invitation to confer with me freely in regard to proposed legislation, the foregoing is respectfully submitted.

ABRAHAM J. SEAY, Governor.

The message having been received and the joint session of the two houses dissolved.

The members of the council returned to the council chamber and were called to order by the President.

Mr. Fegan, of Logan county, introduced

Concurrent Resolution No. 3.

"Providing for a joint committee on rules"

And moved its adoption.

Which motion prevailed.

The President appointed

Messrs. Fegan, Pitman and Pringey on the part of the council.

Mr. Pringey moved

To adjourn until 10 o'clock tomorrow morning and that the hour's of meeting be 10 o'clock a. m. and 2 o'clock p. m.

Mr. Pitman moved

To amend the motion so that the hours of meeting be 8:30 o'clock a. m. and 1:30 o'clock p. m.

Mr. Wrightsman moved as a substitute

That a recess be taken until 7 o'clock this evening.

Which motion prevailed.

Recess was taken.

Council met pursuant to adjournment and was called to order by the President at 7:30.

Mr. Wrightsman moved

That the order business be

The second reading of bills.

Which motion prevailed.

Council Bill No. 17

Read the second time.

Mr. Pitman moved

That the council do now go into the committee of the whole to consider

Council Bill No. 17.

Which motion prevailed.

President McCartney called Mr. Cannon to the chair.

At 8:30 o'clock the committee rose and made the following report.

That section 1 was under consideration and asks leave to sit again.

J. W. CANNON, Chairman.

Under the introduction of bills,

Mr. Wrightsman, of Pottowatomie county introduced

Council Bill No. 15.

Council Bill No. 16.

Council Bill No. 18.

Council Bill No. 19.

And asked that they be read by titles and referred to the Judiciary Committee.

Which was done.

Mr. Ross, of Cleveland county, introduced
Council Bill No. 20 and
Council Bill No. 21,
And moved that the rules be suspended and
Council Bill No. 20 and
Council Bill No. 21

Be read the first and second time by titles and ordered printed, and
referred to the Judiciary Committee.

Which motion prevailed unanimous.

Bills were read first and second time and referred.

Mr. Fegan, of Logan county, introduced
Council No. 22 and
Council Bill No. 23

And moved that the rules be suspended and
Bill No. 22

Be read the second time by title and referred to the proper committee.

Which motion prevailed

And the bill was so read and referred.

Mr. Fegan moved
That the rules be suspended and
Bill No. 23

Be read the second time by title.

Which motion prevailed

And the bill was so read.

Mr. Pitman, of Oklahoma county, introduced
Council Bill No. 24.

Referred to Committee on Municipal Corporation.

Council Bill No. 25.

Referred to Ways and Means Committee.

Council Bill No. 26

Ordered printed and referred to Municipal Corporation Committee.

Council Bill No. 27.

Referred to Judiciary Committee.

And asked that they be read by titles and referred to the proper committee.

Which was done.

Committee on mileage reported that the committee had found the treasury in a depleted condition and that a requisition has been made for more funds and would probably be received in about ten days.

Mr. Pitman gave notice that tomorrow evening he would move to amend the rules to read as follows:

The President pro tem shall, if the president be absent or unable to act, preside over the deliberations of the Council and his acts shall have the same validity as those of the President.

Mr. Fegan moved

That the Council do now go into the committee of the whole on
Council Bill No. 23.

Which motion prevailed.

President pro tem called Mr. Wrightsman to the chair.

At 10:20 o'clock p. m. the committee rose and reported that Council Bill No. 23

Having been under consideration was amended in section 5, so the clerks to committees shall be discharged for the reasons stated, by a majority vote of the members of said committees.

C. J. WRIGHTSMAN, Chairman.

Mr. Fegan moved

That the bill No. 23

Be now read the third time and considered as engrossed and placed upon its final passage.

Mr. Pitman moved as a substitute

That the final consideration be referred until tomorrow at 3 o'clock.

Which substitute was defeated.

Mr. Wrightsman moved

To adjourn until 9 o'clock tomorrow morning.

The motion lost.

Roll call demanded.

Those voting in the affirmative were:

• Messrs. Lane, Pitman, Pulliam, Ross and Wrightsman.

Those voting in the negative were:

Cannon, Carswell, Clevinger, Fegan, McCredie, Pringey and Shaffer.

The motion lost.

Mr. Pulliam moved

To adjourn until 10 o'clock a. m. tomorrow.

The motion lost.

Mr. Fegan moved that

Council Bill No. 23

Be postponed until 10 o'clock tomorrow morning and be made a special order for that hour.

Mr. Wrightsman moved

To table the motion.

Motion to table lost.

Mr. Wrightsman moved

To reconsider the motion to table.

• Motion lost.

Mr. Ross moved

To amend the motion by the Council asking the Judiciary Committee for a report upon the question of legality of said bill.

Motion lost.

Mr. Wrightsman moved

To reconsider,

And on roll call

The motion was lost.

Those voting in the affirmative were:

Lane, Pitman, Pulliam, Ross and Wrightsman.

Those voting in the negative were:

Cannon, Carswell, Clevinger, Fegan, McCredie, Pringey and Shaffer.

Mr. Wrightsman moved

That the bill be indefinitely postponed.

Motion jost.

Question on the original motion.

Which motion prevailed.

Mr. Wrightsman moved

To adjourn until 10 o'clock tomorrow morning.

Which motion prevailed.

And the Council adjourned.

ED. L. DUNN,
Chief Clerk.

Approved as corrected, January 20, 1893.

ELEVENTH DAY.

GUTHRIE, O. T. JAN. 20, 1893.

Council met pursuant to adjournment and was called to order by the President.

Roll call showed all present except:

Messrs. Fegan, Lane and McCredie, who afterwards reported.

Prayer by Chaplain Boggess.

Introduction of bills.

Mr. Ross of Cleveland county introduced

Council Bill No. 28,

Which was read the first time by title.

And Mr. Ross moved

That the rules be suspended and the bill be read the second time by title and referred to the Judiciary Committee.

Which motion prevailed.

And Bill No. 28 was read the second time and referred to the Judiciary Committee.

Mr. Ross of Cleveland county introduced
Council Bill No. 29,
Which was read the first time.

Mr. Ross moved

That the rules be suspended and the bill be read the second time by title and ordered printed and referred to the Committee on Railroads and Corporations.

Which motion prevailed.

And Bill No. 29 was read the second time by title and ordered printed and referred to said committee.

Mr. Ross of Cleveland county introduced
Council Bill No. 30,
Which was read the first time by title.

And Mr. Ross moved

That the rules be suspended and the bill be read the second time in full, ordered printed and referred to the Judiciary Committee.

Which motion prevailed.

And said bill was read the second time and ordered printed and referred to the Judiciary Committee.

Mr. Ross of Cleveland county introduced
Council Bill No. 31,

Which was read by title and referred to the Committee on County Affairs.

Mr. McCredie of Oklahoma county introduced
Council Bill No. 32,

Which was read the first time by title and ordered printed and referred to the Committee on Elections.

Mr. McCredie of Oklahoma county introduced
Council Bill No. 33,

And moved

That it be read by title the first time and referred to the Committee on Education.

Which motion prevailed.

And it was read by title and so referred.

Mr. McCredie of Oklahoma county introduced
Council Bill No. 34,

And moved

That the bill be read the first time by title and referred to the Committee on Education.

Which motion prevailed.

And the bill was read by title and so referred.

Mr. Cannon of Canadian county introduced
Council Bill No. 35,

And moved

That the bill be read the first time by title and referred to the Committee on County Affairs.

Which motion prevailed.

And the bill was read by title and referred to said committee.

Mr. Carswell reported orally from the Judiciary Committee that a majority of said committee were of the opinion that Council Bill No. 23 will be legal.

Mr. Wrightsman presented the minority report which was as follows:

The minority of the Judiciary Committee having in consideration the legality of the passage of an act providing for special and subordinate officers of the legislature, beg leave to report that it appears to be the law that the legislature has not the power to do so.

Mr. Fegan moved

That Council Bill No. 23 be considered, engrossed and read the third time by sections and placed upon its final passage.

Bill No. 23 read the third time by sections.

Mr. Ross moved

That the bill be recommitted to the Committee of the Whole, and that Section 1 be amended to read \$3.00 instead of \$4.00; that Section 2 be amended to read \$3.00 instead of \$4.00; that Section 4 be stricken out; that Section 7 be amended to read as follows:

Section 7. The Watchman of each house shall be ex-officio, assistant Sergeant-at-Arms and Door-keeper and shall for the performance of such service receive the sum of \$2 50 per day in addition to his salary as Watchman.

Mr. Lane moved

To amend the amendment, that Sections 4 and 7 be stricken out.

Mr. McCartney moved

To amend Section 8 by striking out \$2.50 and insert \$3.00 in lieu thereof.

Mr. Fegan moved

That the motion to recommit with amendments be laid on the table.

Which motion prevailed.

Those voting in the affirmative were:

Cannon, Carswell, Clevinger, Fegan, McCredie, Pringey, Shaffer.

Those voting in the negative were:

Lane, Pitman, Pulliam, Ross, Wrightsman, Mr. President.

The question then occurred upon the passage of

Bill No. 23.

The roll being called

There were 7 ayes and 6 nays.

Those voting in the affirmative were:

Cannon, Carswell, Clevinger, Fegan, McCredie, Pringey and Shaffer.

Those voting in the negative were:

Lane, Pitman, Pulliam, Ross, Wrightsman and Mr. President.

Mr. Lane said in explaining his vote:

I desire to enter my protest, because section 4 provides for the election of an assistant Sergeant-at-Arms and section 7 for the election of a Door-keeper, the two at a salary of \$8 00 per day, when in my judgment neither office is needed, and the expense should not be incurred.

J. P. LANE.

Mr. Pulliam said:

I vote against the passage of this bill because it discriminates against the laboring man, in proposing to pay the janitor but \$2.50 per day and other officers \$4.00.

F. S. PULLIAM.

Mr. Ross said:

Mr. President:

I desire to enter my protest against the passage of this bill for the following reasons:

First. The bill provides for the election of an assistant chief clerk, and an assistant enrolling clerk, when there is no emergency for either of them, and when at this time they will really be in the way.

Second. The bill provides for a door-keeper and an assistant sergeant-at-arms at an expense of \$8.00 per day to the tax-payers of the Territory of Oklahoma, when there is no necessity at this time for the creation of such offices and that there will be no necessity for such offices during this session, because the watchman can perform the duties of assistant sergeant-at-arms and door-keeper.

I. P. ROSS.

Mr. Wrightsman said:

I protest against the passage of Council Bill No. 23, because the same is unconstitutional, because it creates several wholly useless offices, and because it provides for salaries excessively extravagant.

C. J. WRIGHTSMAN.

Council Bill No. 23 passed and title as read agreed to.

Mr. Pitman moved

That a recess be taken until 2 o'clock p. m.

Which motion prevailed.

AFTERNOON SESSION.

Council met at 2 o'clock p. m., and was called to order by the President.

By unanimous consent Mr. Ross was substituted for Mr. Lane on the Committee on Railroads and Corporations, and the Committee on Elections at the suggestion of Mr. Lane.

Mr. Pitman moved

That the rules be amended as follows:

The President pro tem shall, if the President be absent or unable to act, preside over the deliberations of the Council and his acts shall have the same validity as those of the President.

Which motion prevailed.

Those voting in the affirmative were.

Cannon, Carswell, Clevinger, Fegan, Lane, McCredie, Pitman, Pringley, Pulliam, Ross, Shaffer and Mr. President.

Those voting in the negative were none.

Mr. Clevinger moved

That the council adjourn until 10 o'clock tomorrow morning.

Which motion prevailed.

So the council adjourned.

ED L. DUNN.

Chief Clerk.

Approved January 21, 1893.

TWELFTH DAY.

GUTHRIE, O. T., Jan. 21, 1893.

Council met pursuant to adjournment at 10 o'clock a. m., and was called to order by the President.

Roll call showed all members present except.

Mr. Shaffer.

And Mr. Ross asked

That Mr. Shaffer be excused until Tuesday morning at 10 o'clock, which was unanimously agreed to.

Prayer by Chaplain Boggess.

Journal of January 20, read and approved.

Mr. Pesident called Mr. Ross to the chair.

Mr. Pringey of Lincoln county introduced

Council Concurrent Resolution No. 4, memorializing congress to repeal the law requiring homestead settlers to pay \$1.25 and \$1.50 per acre in the Iowa, Sac and Fox, Pottowatomie and Cheyenne and Arapahoe reservations.

Mr. Wrightsman moved

That it be referred to the Committee on Federal Relations, with instructions to report Tuesday morning at 10 o'clock and that it be made special order of business for that time.

Mr. Ross called Mr. Fegan to the chair.

And then introduced

Council Bill No. 36.

Which was read the first time by title and referred to the Judiciary Committee.

The following message was read from the House:

Mr. President:

I am directed by the House to inform your Honorable Body that the House has concurred in Council Concurrent Resolution No. 3, on Joint Rules, and has appointed

Messrs. Greer, Brennon, Peery, Cunningham and Beatty
As its committee.

P. O. CASSIDY,
Chief Clerk.

Mr. McCartney moved

That a recess be taken for ten minutes.

Which motion prevailed.

Recess was taken.

The time having expired the council was called to order.

Mr. Fegan in the chair.

Mr. Wrightsman moved

That the Committee on Printing be instructed to investigate the contract for printing made by the Secretary of the Territory, and the legality of the same.

Which motion prevailed.

Mr. Ross moved

That the Council now adjourn until Monday, January 23, at 2 o'clock
p. m.

Which motion prevailed.

So the council adjourned.

ED. L. DUNN,
Chief Clerk.

Approved January 23, 1893.

FOURTEENTH DAY.

GUTHRIE, O. T. JANUARY 23, 1893.

Council met pursuant to adjournment at 2 o'clock p. m. and was called to order by the President.

Roll call showed all present except

Messrs. Cannon, Lane, Pitman and Ross, who afterwards reported.

Prayer by Councilor Pulliam.

A message was received from the Governor, which was read by the clerk and was as follows:

EXECUTIVE DEPARTMENT,

GUTHRIE, O. T., Jan. 23, 1893.

To the President and Members of the Legislative Council:

GENTLEMEN:—Pursuant to Section 236 of the Oklahoma Statute, I have nominated and appointed, and ask your favorable consideration and confirmation of the following named persons to be regents of the Agricultural and Mechanical College of Oklahoma:

Amos E. Ewing for four years.

C. O. Blake for four years.

J. E. Quein for two years.

J. C. Fletcher for two years.

Very Respectfully,

A. J. SEAY, Governor.

Mr. Fegan moved

That the Counsel now go into executive session to consider the nominations transmitted in the Governor's message.

Which motion prevailed.

And the Council went into executive session with Mr. Fegan in the chair.

At 3 o'clock the executive session rose and reported the confirmation of the following persons as members of the Board of Regents of the Agriculture and Mechanical College of Oklahoma:

C. O. Blake for four years.

J. E. Quein for two year.

J. C. Fletcher for two years.

And Mr. McCartney moved

That the clerk be instructed to notify the Governor of said action.

Mr. Ross moved

That the reading of the Journal be dispensed with.

Which motion prevailed.

Mr. Ross moved

That the following members be elected as chairmen of the various committees:

C. H. Carswell—Judiciary.

J. Pringey—Ways and Means.

O. R. Fegan—Education.

J. P. Lane—County Affairs.

O. R. Fegan—Municipal Corporations.

J. M. Cannon—Agriculture and Highways.

J. W. Clevinger—Enrolled and Engrossed Bills.

C. H. Carswell—Railroads and Corporations.

Hugh McCredie—Elections.

J. J. Shaffer—Public Institutions.

J. W. Clevinger—Federal Relations.

O. R. Fegan—Printing.

Which motion prevailed unanimous.

Mr. Clevinger moved

That the Council do now adjourn until 10 o'clock tomorrow.

Which motion prevailed.

ED. L. DUNN,
Chief Clerk.

Approved January 24, 1893.

FIFTEENTH DAY.

CUTHRIE, O. T. JANUARY, 24, 1893.

Council met pursuant to adjournment at 10 o'clock, and was called to order by the President.

Roll call showed all members present except:

Messrs. Fegan, Pringey and Wrightsman, who afterwards reported.

Prayer by Chaplain Boggess.

Journals of January 21 and January 23 read and approved.

Introduction of bills.

Mr. Wrightsman, of Pottowatomie County, introduced

Council Bill No. 37

An Act declaring gaming illegal and providing penalties therefor,

And moved that the rules be suspended and the bill be read the second time by title and ordered printed.

Which motion prevailed.

And the bill was read the second time and ordered printed.

Mr. McCredie, of Oklahoma County, introduced

Council Bill No. 38.

An act relating to school districts and for compulsory education, etc.

And moved that the rules be suspended and the bill read the second time by title, ordered printed and referred to the Committee on Municipal Corporations.

Which motion prevailed.

The bill was then read the second time by title and ordered printed and so referred.

Mr. Lane, of Cleveland County, introduced

Council Bill No. 39,

An act in relation to marriages,

And moved that the rules be suspended and the bill read the second time by title and ordered printed.

Which motion prevailed.

The bill was then read the second time and ordered printed.

Mr. Fringey, of Lincoln County, introduced

Council Bill No. 40,

An act relating to the collection of revenues.

Which was read the first time and referred to the Judiciary Committee.

Report of the Committee on Federal Relations.

We, your committee, return herewith

Council Concurrent Resolution No. 4

With a recommendation that it do pass.

J. W. CLEVINGER,
Chairman of Committee.

And Mr. Clevinger moved its adoption,

Which motion prevailed.

Ayes 13, nays none.

Those voting in the affirmative were:

Cannon, Carswell, Clevinger, Fegan, Lane, McCredie, Pitman, Pringey, Pulliam, Ross, Shaffer, Wrightsman and Mr. President.

Those voting in the negative were none.

Report of Committee on Joint Rules

We, your committee, beg leave to report the following Joint Rules:

Joint Rules.

RULE 1. Each House shall, as soon as organized, report that fact to the other House; and the two Houses shall, by joint committee, inform the Governor that they are ready to receive any communication he may have to make.

RULE 2. In joint convention of the two Houses, the President of the Council shall preside.

RULE 3. It shall be in the power of either House to amend any amendment made by the other, to any bill or resolution.

RULE 4. Whenever either House shall amend a measure, and the other House shall refuse to concur in and adopt the amendment, the House which has adopted such amendment shall either insist on, or recede from the same. In case a motion to insist on the amendment be decided in the negative, such action shall be deemed a receding from the amendment, and so entered upon the journal of such House. In case the amendment is insisted upon, the House so insisting shall request a committee of conference on the subject of disagreement, and shall appoint a committee therefor. The other House shall thereupon appoint such committee. Unless another number is specified in said request, such committee shall consist of three members from the House and two from the Council. They shall meet at a convenient time, to be agreed upon by their Chairman, and having conferred freely, each shall report to their respective House the result of their conference. In case of agreement, the report shall be first made, with the papers referred accompanying it, to the House which refused to concur, and there acted upon; and such action shall be immediately reported to the Secretary or Clerk to the other House, the papers referred accompanying the message. In case of disagreement of conference committee, the papers shall remain with the house which insisted on the amendment. The agreeing report of a conference committee shall be made, read and signed in duplicate by all the members of the committee, or by a majority of those of each House, one of the duplicates being retained by the committee of each House. Should either House disagree to the report of the committee, such House shall appoint a second committee, and request a further conference, which shall be acceded to by the other House before adhering. The motion for a committee of conference,

and the report of such committee, shall be in order at any time. When both Houses shall have adhered to their disagreement, a bill or resolution is lost.

RULE 5. When a message shall be sent from one House to the other, it shall be announced at the door of the House to which it is sent by the door-keeper thereof, and shall be respectfully communicated to the Chair by the person by whom it is sent.

RULE 6. All messages between the two Houses shall be communicated by the Chief Clerk through the messenger or his assistants.

RULE 7. When a bill shall have passed both Houses it shall be duly enrolled by the Enrolling Clerk of the House in which it originated, and the fact of its origin shall be certified by the endorsement of the Clerk thereof.

RULE 8. When bills are enrolled they shall be examined by a Joint Committee of two from the Council and two from the House, who shall be a Standing Committee for that purpose, and who shall carefully compare the enrollment with the engrossed bills, as passed in the Houses, correct any errors therein, and make report thereof forthwith to their respective Houses.

RULE 9. After the report, each bill shall be signed, first by the Speaker of the House and then by the President of the Council, in the presence of their respective Houses.

RULE 10. After the bill shall have been thus signed in each House it shall be forthwith presented by said committee to the Governor for his approval, and they shall forthwith report the day of presentation, which shall be entered upon the Journal of the House in which the bill originated.

RULE 11. All orders, resolutions, memorials, or other votes, which are to be presented to the Governor for his approval, shall be enrolled, examined, signed, and presented in the same manner as bills.

RULE 12. When any bill, resolution or memorial, which shall have passed in one House, is rejected, or adopted in the other, notice of such action shall be given the House which passed the same. And each bill, resolution or memorial shall have properly endorsed thereon, at time of its transmission, a statement, signed by the Clerk, of the action which has been taken thereon by the House transmitting the same, with the dates thereof.

RULE 13. When a bill, resolution or memorial, shall have passed one House and is rejected in the other, it shall not again be introduced during the session without five day's notice, and leave of a majority of all the members elected to the House in which it is sought to re-introduce that bill or resolution.

RULE 14. Each House shall transmit to the other, with any bill, resolution or memorial, all papers upon which the same shall be founded.

RULE 15. When any report, bill or resolution shall be ordered printed, by either House, without stating the number, one hundred copies shall be printed for the use of both Houses, but when any bill or resolution which may have passed one House is ordered printed by the other, a greater number of copies shall not be printed than one hundred.

RULE 16. It shall be the duty of the Chief Clerk of the House of Representatives, and the Clerk of the Council, when any document, except bills

and resolutions, is ordered to be printed in their respective Houses, forthwith to communicate such order to the other House.

RULE 17. In all elections in Joint Convention of the two Houses, the names of all the members shall be arranged in alphabetical order, and they shall be called upon to vote in the order in which they stand arranged.

RULE 18. It shall be the duty of the Committee on Claims in each House to keep a book of record, in which shall be entered each claim for money against the Territory referred to them, whether presented in favor of private persons, or municipal or other corporations, entering therein the name of the claimant, the amount of the claim, and the grounds thereof, with a note of the evidence offered in support of the same, and the final conclusion of the committee thereon. At the close of the session, said book of record shall be deposited with the Auditor of the Territory, to be kept by him; and he shall provide an index, showing the name of the claimants recorded therein. At any subsequent session the same shall be delivered, when desired, to the like committee having jurisdiction of such claims, and shall always be open to the examination of said committee of either House.

RULE 19. The Chief Clerk of the House and Chief Clerk of the Council shall endorse on every bill and joint or concurrent resolution, respectively, a brief history of such bill or resolution, introduced or coming into their respective Houses, showing when and by whom the bill was introduced, or when received, its several readings and references, when reported and the recommendation, the fact of amendment (if amended), its engrossment, final reading and disposition thereof, stating the number of yeas and the number of nays thereon. The Chief Clerk and Secretary shall respectively sign such history of the bill or resolution in his House, before he transmits the same to the other House.

RULE 20. When amendments are made in one House to a bill or joint resolution originating in the other, or where amendments are made in one House to amendment made in the other, it shall require a vote of a majority of all the members elected to either House, on the call of the yeas and nays, to adopt said amendment on its final passage.

RULE 21. In joint convention of the two Houses, the previous question shall be in the usual form, and when sustained by a majority of the members present, it shall cut off all debate or amendment, and bring the convention to a direct vote; but the vote shall be taken on all pending amendments in their order, until the main question is reached.

RULE 22. When a bill proposes to amend any section, chapter or act, the title shall read as follows: "An act relating to ———, and amendatory of section ———, of chapter ———, of the Statute of Oklahoma." filling the blanks with the proper subject, section and chapter.

RULE 23. When a bill proposes to repeal any section, chapter or act, and has no other object, the title shall be as follows: "An act to repeal section ———, chapter ———, of the Statutes of Oklahoma, relating to ———," filling the blanks with the proper subject, section or chapter.

RULE 24. Bills that have passed one House and are up on their third reading in the other House shall have precedence over bills originating in that House.

RULE 25. These rules may be changed or suspended by concurrent resolution, on a vote of two-thirds of the members present in each House.

O. R. FEGAN,
Chairman of Committee.
L. G. PITMAN,
J. C. PRINGEY.

Mr. Clevinger moved

That the report be received and the committee discharged.

Which motion prevailed.

Mr. Clevinger moved

That the report of the committee and the Joint Rules be adopted and that they be ordered printed.

Which motion prevailed

And it was so ordered.

Mr. Ross moved

That a recess be taken until 2 o'clock.

Which motion prevailed.

Recess was taken.

Time of the recess having expired the Council was called to order by the President.

Roll call showed all present except

Messrs. Clevinger, Fegan, McCredie. Pitman and Ross, who afterwards reported.

Mr. Lane desired to be excused from serving on the Committee on Enrolled and Engrossed Bills.

Pending action thereon the following communication was received from the House:

HOUSE OF REPRESENTATIVES,
TERRITORY OF OKLAHOMA,
GUTHRIE, January, 24, 1893.

Mr. President:

I am directed by the House to transmit to your Honorable Body Council Bill No. 23,

Which the House has amended in various sections and respectfully ask your concurrence in said amendments.

P. O. CASSIDY,
Chief Clerk.

Council Bill No. 23

Was then read by the clerk as amended.

Mr. Fegan moved

That the Council do now concur in the House amendments except

amendment No. 1 to Section 11, repealing part of Section 8, Chapter 46 of the Oklahoma Statutes.

Which motion prevailed.

Ayes 9, nays 3.

Those voting in the affirmative were:

Cannon, Carswell, Clevinger, Fegan, Lane, Pringey, Pulliam, Ross and Shaffer.

Those voting in the negative were:

Pitman, Wrightsman and Mr. President.

Mr. Cannon moved

That the vote on concurring to House amendments be reconsidered.

Which motion was lost.

Ayes 3, nays 9.

Mr. Ross asked unanimous consent

To hear the report of the Committee on Municipal Corporations.

Which was given.

Your Committee on Municipal Corporations to whom was referred

Council Bill No. 24,

An act to better protect lands laid out into townsites or additions thereto against nuisances, beg leave to report that we have carefully examined the same and recommend that it do pass.

O. R. FEGAN,
Chairman of Committee.

L. P. ROSS,

J. J. SHAFFER,

HUGH MCCREDIE,

F. S. PULLIAM.

Mr. Pitman moved

That the bill be read the second time in full and made the special order of for tomorrow at 10 o'clock.

Which motion prevailed.

The bill was read the second time and so ordered.

Mr. Pulliam moved

That the hour of meeting be 9 o'clock in the morning

Which motion prevailed.

Ayes 10.

Nays 3.

Mr. Ross moved

To adjourn until 9 o'clock tomorrow morning.

Pending the motion to adjourn the following message was received from the house:

HOUSE OF REPRESENTATIVES,

GUTHRIE, O. T., January 24, 1893.

Mr. President:

I am directed by the House to transmit to your Honorable Body
Council Concurrent Resolution No. 4,
In which the House has concurred.

P. O. CASSIDY,
Chief Clerk.

The President of the Council then signed
Council Concurrent Resolution No. 4
In the presence of the members of the Council.
The motion to adjourn then prevailed.
The Council adjourned until 9 o'clock tomorrow morning.

ED. L. DUNN,
Chief Clerk.

Approved January 25, 1893.

SIXTEENTH DAY.

GUTHRIE, O. T., January 25, 1893.

Council met pursuant to adjournment at 9 o'clock a. m. and was called to order by the President.

Roll call showed all members present except
Messrs. Clevinger and Fegan, who afterwards reported.
Prayer by Councillor Lane.

Journal of January 24 read and approved.

Introduction of bills:

Mr. Ross of Cleveland county introduced
Council Bill No. 41,

An act to define rape and providing the penalty therefor.

Which bill was read the first time by title and referred to the Judiciary Committee.

Mr. Cannon of Canadian county introduced

Council Bill No. 42,

An act to locate and establish the penitentiary of Oklahoma Territory,

Which bill was read the first time by title and referred to the committee on Public Institutions.

Mr. Shaffer of Canadian county introduced

Council Bill No. 43,

An act to amend section 5 of chapter 2, of an act to locate and establish an agricultural and mechanical college in Payne County, O. T.,

Which bill was read first time by title.

Mr. Shaffer moved

That the rules be suspended and the bill read the second time by title and referred to the Ways and Means Committee.

Which motion prevailed.

The bill was then read the second time and referred to the Committee on Ways and Means.

Mr. Lane of Cleveland county introduced

Council Bill No. 44,

A bill in relation to divorce,

Which was read first time by title, ordered printed and referred to the Judiciary Committee.

Mr. Pringey of Lincoln county introduced

Council Bill No. 45.

An act regulating the fees, mileage, etc., of sheriffs,

Which bill was read the first time by title, and

Mr. Pringey moved

That the rules be suspended, that the bill be read the second time, ordered printed and referred to the Committee on County Affairs.

Which motion prevailed and

The bill was read second time, ordered printed and so referred.

The Committee on Judiciary submitted the following report:

The Committee on Elections submitted the following report:

The Committee on Elections to whom

Council Bill No. 32,

An act to legalize an election held at Edmond, O. T., and authorize the issuing of bonds voted thereat,

After due consideration thereof recommended that the act be passed.

HUGH MCCREDIE,
Chairman of Committee.

L. P. ROSS,

C. H. CARSWELL,

J. J. SHAFFER,

J. C. PRINGEY.

Mr. Ross moved

That the report be accepted, and filed pending further action of the Council.

Which motion prevailed.

Mr. Carswell asked unanimous consent

That the Judiciary Committee be excused for the balance of the day.

Which was granted.

Mr. Ross moved

That the Council resolve itself into a Committee of the Whole to consider

Council Bill No. 24.

Which motion prevailed.

So the Council went into Committee of the Whole, with Mr. Ross in the chair.

The committee arose at 10:45 o'clock a. m. and reported, through Chairman Ross,

That the committee had had under consideration

Council Bill No. 24,

And had amended the same. and as amended

Recommend that it do pass.

Report was adopted.

Mr. Pitman moved

That the vote to recommit the report of the Committee on Judiciary be reconsidered.

Which motion prevailed unanimous.

Call of House was demanded.

The following members answered to their names:

Lane, McCredie, Pitman, Pringey, Pulliam, Ross, Shaffer and Mr. President.

Those absent were:

Cannon, Carswell, Clevinger, Fegan and Wrightsman.

Mr. Pitman moved

That further proceedings under the call of the house be dispensed with.

Which motion prevailed.

Mr. Pitman moved

That further action on the report of the Judiciary Committee be deferred until tomorrow, and it be made the special order for that time.

Which motion prevailed.

Mr. Ross moved

That the Council do now resolve itself into the Committee of the Whole to consider

Council Bill No. 32.

Which motion prevailed.

So the Council went into the Committee of the Whole with Mr. Ross in the chair.

The committee at 11:30 rose and reported through Chairman Ross

That the committee had had under consideration

Council Bill No. 32,

An act to legalize an election held at Edmond, O. T., and authorizing the issuing of bonds voted thereat, and

Recommend it do pass.

L. P. Ross,
Chairman.

Report was adopted.

Mr. McCredie moved

That said bill be made the special order for 10 o'clock a. m., January 26.

Which motion prevailed.

Mr. Pitman was excused until tomorrow at 4 o'clock p. m.

Mr. Lane moved

That a recess be taken until 2 o'clock p. m.

Recess was taken.

AFTERNOON SESSION.

The time having expired for which the recess was taken the Council was called to order by the President, who called Mr. Clevinger to the chair.

Roll call showed all present except

Messrs. Fegan, McCredie, Pitman and Pringey, who afterwards reported.

Mr. McCartney asked unanimous consent

To introduce a bill.

Which consent was granted.

And Mr. McCartney of Kingfisher county introduced

Council Bill No. 46,

An act legalizing the election held in the Village of Kingfisher, etc., and moved

That it be read the first time in full and referred to the Committee on

Municipal Corporations with instructions to report at 11 o'clock tomorrow.

Which motion prevailed.

Mr. Wrightsman moved that

Council Bill No. 17

Be now considered in the Committee of the Whole.

Which motion prevailed.

So the Council went into the Committee of the Whole with Mr. Wrightsman in the chair.

At 3:05 o'clock p. m. the committee rose and through its chairman, Mr. Wrightsman, reported

That the Committee of the Whole having under consideration
Council Bill No. 17,

"An act to prevent hasty and improvident legislation,"

Had amended the same and as amended recommend that it do pass.

C. J. WRIGHTSMAN.

Chairman of Committee.

Report was adopted.

Mr. Fegan moved

That the rules be suspended, the bill read the third time, considered engrossed and placed upon its passage.

Which motion prevailed.

Mr. Carswell asked unanimous consent

To amend section 1 by striking out, after the first fifty-five days of such session shall have expired, and inserting, within five days of the close of said session.

Which consent was granted.

The question then occurred upon the passage of
Council Bill No. 17.

Shall the bill pass?

The roll being called there were,

Yeas, 9.

Nays, 3.

Those voting in the affirmative were:

Cannon, Carswell, Clevinger, Fegan, Lane, McCredie, Pringey, Shaffer and Wrightsman.

Those voting in the negative were:

Pulliam, Ross and Mr. President.

Absent and not voting:

Mr. Pitman.

So the bill passed and title agreed to.

Mr. Ross asked to be excused for one hour.

Which was granted.

Mr. Wrightsman moved

That the Judiciary Committee be requested to report on
Council Bill No. 37,

“An act to prevent gaming,”

Which motion prevailed.

Mr. Carswell moved

That the rules be suspended and that

Council Joint Resolution No. 1,

Introduced by him, “Memorializing congress to extend the time of
this Legislative Assembly,”

Be read by the clerk,

Which motion prevailed.

Mr. Fegan moved the adoption of

Council Joint Resolution No. 1,

As read.

Which motion prevailed.

There were:

Ayes, 1.

Nays, 0.

Those voting in the affirmative were:

Cannon, Carswell, Clevinger, Fegan, Lane, Pringey, Pulliam, Shaffer,
Wrightsman and Mr. President.

Those voting in the negative were: None.

Absent and not voting:

McCredie, Pitman and Ross.

Mr. Wrightsman moved

To adjourn until tomorrow at 10 o'clock.

Which motion prevailed.

So at 4:35 the Council adjourned.

ED. L. DUNN,
Chief Clerk.

Approved January 26, 1893.

SEVENTEENTH DAY.

GUTHRIE, O. T. JAN. 26, 1893.

Council met pursuant to adjournment at 10 o'clock and was called to order by the President.

Roll call showed all the members present, except Messrs. Fegan and Pitman who afterwards reported.

Prayer by Chaplain Boggrss.

Journal of January 25th read and approved.

Council Bill No. 24 was read the third time in full.

Mr. Cannon moved

That Council Bill No. 24 be passed and retain its place upon the calendar.

Which motion prevailed.

Council Bill No. 32,

"An Act to Legalize an Election Held at Edmond, O. T.,
Was read the third time in full and was put upon its passage.

Shall the bill pass?

The roll being called there were:

Ayes, 10.

Nays, 0.

Those voting in the affirmative were:

Cannon, Carswell, Clevenger, Lane, McCredie, Pulliam, Ross, Shaffer, Wrightsman and Mr. President.

Those voting in the negative were, none.

So the bill passed and the title was agreed to.

Introduction of bills:

Mr. Lane of Cleveland county introduced

Council Bill No. 47.

"A Bill in relation to the rights of married persons."

Which bill was read the first time in full, ordered printed and referred to the Judiciary Committee.

Mr. Carswell of Canadian county introduced,

Council Bill No. 48,

"An act to compel railroad corporations to fence their rights-of-way, etc."

Which bill was read the first time and referred to the Committee on Railroads and Corporations.

Reports of Standing Committees:

Judiciary Committee asks further time to consider

Council Bill No. 37.

Which on motion of Mr. McCartney was granted.

Committee on Enrolled and Engrossed Bill:

Report as follows.

Mr. President:

Your joint committee on Enrolled Bills beg leave to report that we have examined

Council Bill No. 23

And find it correctly enrolled.

J. W. CLEVINGER,
J. M. CANON,
F. S. PULLIAM,
On part of Council.

JAMES K. ALLEN,
J. C. CARRINGTON,
JOHN PFAFF,
On part of House

Report adopted.

Committee on County Affairs:

Report as follows.

Mr. President:

Your Committee on County Affairs to whom was referred

Council Bill No. 31,

Entitled, "An act to amend Sections 1, 3 and 10 and to repeal Sections 5, 11, 14 to 31 inclusive, and 43 of Article 1 and all of Article 2 of Chapter 16 of the Statutes of Oklahoma,"

Beg leave to report that they have considered the same and recommend that the bill do pass.

J. P. LANE, Chairman.
L. P. ROSS,
HUGH MCCREDIE,
C. J. WRIGHTSMAN,
J. M. CANNON.

Report adopted.

Committee on Municipal Corporations:

Report as follows:

Mr. President:

We your Committee on Municipal Corporations, beg leave to report favorable on

Council Bill No. 46,

And recommend its passage.

J. J. SHAFFER,
HUGH MCCREDIE,
F. S. PULLIAM,
L. P. ROSS.

Report adopted.

Mr. Wrightsman moved

That the Council go into executive session.

Which motion prevailed.

At 11:05 a. m. the executive session rose and notified the Governor of the confirmation of Amos A. Ewing as Regent, for four years, to the Agricultural and Mechanical College of the Territory of Oklahoma.

The following message was received from the House:

Mr. President:

I am directed by the House to inform your Honorable Body that the House has passed

Council Joint Resolution No. 1,

"Asking an extension of the legislative session."

Yeas, 18.

Nays, 8.

P. O. CASSIDY,
Chief Clerk.

Mr. Canon asked leave to withdraw

Council Bills No. 35 and 42.

Which leave was granted.

Mr. McCredie moved

To take a recess until 2 o'clock.

Which motion prevailed.

AFTERNOON SESSION.

The time having expired for which the recess was taken, the Council was called to order by the President, who called Mr. Pitman to the Chair.

Mr. McCartney moved

That the Council go into Committee of the Whole.

Which motion prevailed.

So the Council resolved itself into a Committee of the Whole, with Mr. McCredie in the Chair.

At 2:30 o'clock the committee rose, and through its chairman, reported that the Committee of the Whole had under consideration

Council Bill No. 46

And recommend that it do pass.

HUGH MCCREDIE, Chairman.

Report adopted.

Mr. Pitman moved,
That Council Bill No. 24

Be read the second time in full and be made a special order for tomorrow at 11 o'clock a. m.

Which motion prevailed.

Mr. Pitman moved
That Council Bill No. 46
Be placed upon its passage.

Which motion prevailed.

Mr. Fegan moved
That the rules be suspended and
Council Bill No. 24

Be recommitted to the Committee of the Whole, with instructions to amend the same by striking out "fourth of a" where it appears in Section 1, and the Council do go into a Committee of the Whole.

Which motion prevailed unanimous.

So the Council resolved itself into a Committee of the Whole with Mr. Fegan in the chair.

At 2:45 o'clock the committee rose and reported that
"They had had under consideration
Council Bill No. 24

And had amended the same, and as amended recommend its passage.
O. R. FEGAN, Chairman.

Mr. Pitman moved

That the rules be suspended and the bill be considered engrossed, read the third time in full and placed upon its final passage.

The roll being called there were:

Ayes, 12.

Nays, none.

Those voting in the affirmative were:

Cannon, Clevinger, Fegan, Lane, McCredie, Pitman, Pringey, Pulliam, Ross, Shaffer, Wrightsman and Mr. President.

Shall the bill pass?

The roll being called there were:

Yeas, 11.

Nays, none.

Those voting in the affirmative were:

Canon, Clevenger, Lane, McCredie, Pitman, Pringey, Pulliam, Ross, Shaffer, Wrightsman and Mr. President.

Those voting in the negative were, none.

The special order for this hour was on the recommitment of the bills reported from the Judiciary to said committee.

The question was, shall

Bill No. 1,
Bill No. 2,
Bill No. 3,
Bill No. 4,
Bill No. 5,

Bill No. 6,
Bill No. 7,
Bill No. 8,
Bill No. 9,
Bill No. 10,
Bill No. 11,
Bill No. 12,
Bill No. 13,
Bill No. 14,
Bill No. 18,
Bill No. 19,

Be recommitted to the Judiciary Committee?

The roll being called there were:

Yeas, 7.

Nays, 5.

Those voting in the affirmative were:

Canon, Clevinger, Fegan, McCredie, Pringey, Shaffer and Wrightsman.

Those voting in the negative were:

Lane, Pitman, Pulliam, Ross and Mr. President.

So the motion prevailed.

The President then signed, in the presence of the members of the Council,

Council Bill No. 23,

Which was then transmitted to the Speaker of the House for his signature.

Mr. Clevinger moved

That the Council do now go into executive session to consider a message from the Governor.

Which motion prevailed.

The Council then resolved itself into executive session with Mr. Canon in the chair.

At 4:30 o'clock p. m. the executive session rose.

Mr. President called Mr. Shaffer to the chair.

Mr. Ross moved

That the Sergeant-at-arms be instructed to see if the Secretary of the Territory had procured keys, or locks and keys for the members' desks, or if he intended to do so.

Which motion prevailed.

Mr. Ross moved

To adjourn until 9 o'clock tomorrow.

Mr. McCredie moved

To adjourn until 9:30 o'clock tomorrow.

Which motion was lost.

Pending the motion, the following message was received from the House:

Mr. President:

I am directed by the House to return to your honorable body

Council Bill No. 23,
With the signature of the Speaker.

P. O. CASSIDY,
Chief Clerk.

Council Bill No. 23
Was then transmitted to the Governor for his approval.
The motion to adjourn then prevailed.
So the Council adjourned.

ED L. DUNN,
Chief Clerk.

Approved January 26, 1893.

EIGHTEENTH DAY.

GUTHRIE, O. T., Jan. 27, 1893.

Council met pursuant to adjournment at 9:15 o'clock and was called to order by the President.

Roll call showed all members present except

Carswell, Clevinger, Fegan, Lane, Pitman, Pringey, who afterwards reported.

Prayer by Councilor Pulliam

The President called Mr. Pulliam, Speaker pro tem to the chair and

Mr. Ross asked

That the President be excused until 2 o'clock p. m.

Journal of January 26, 1893, read and approved.

Bills on second reading.

Council Bill No. 31, an act to amend chapters 83 and 16 of the Oklahoma Statutes,

Was read the second time and ordered engrossed.

Introduction of bills.

Mr. Canon of Canadian county introduced

Council Bill No. 51, an act to locate and establish a penitentiary for the Territory of Oklahoma.

Which bill was read first time and referred to the Committee on Public Institutions.

Mr. McCredie of Oklahoma county introduced

Council Bill No. 49, an act amending the law in relation to bribery of public officers.

Mr. Ross of Cleveland county introduced

Council Bill No. 50, an act relating to townsites on the public domain.

Which was read the first time by title and referred to the Committee on Municipal Corporations.

Mr. McCredie moved

That a recess be taken until 11 o'clock a. m.

Which motion prevailed.

Recess.

Council was called to order by President Pro Tem Pulliam.

By unanimous consent the regular order was recalled

And under the head of introduction of bills

Mr. Lane of Cleveland county introduced

Council bill No. 52, an act amending an act providing for county commissioners, etc.

Read first time by title, ordered printed and referred to the Committee on County Affairs.

He also introduced

Council Bill No. 53, an act to amend an act providing for fees and salaries of public officers.

Which was read the first time by title, ordered printed and referred to the Committee on County Affairs.

Mr. Fegan of Logan county introduced

Council Bill No. 54, an act to amend an act in relation to roads and highways.

Read first time by title, ordered printed and referred to Committee on County Affairs.

The following message was received from the House:

Mr. President:

I am directed by the House to forward to your honorable body

House Bill No. 25, an act to amend sections 1 and 3 of article 10 of chapter 75, being paragraph 6,198 and 6,200, the subject of the chapter being "revenue" and the subject of the article being delinquent taxes,

Which the House has passed and ask the concurrence of the Council.

P. O. CASSIDY,
Chief Clerk.

Committee on County Affairs made the following report;

Mr. President:

Your Committee on County Affairs, to whom was referred Council Bill No. 45, an act to amend chapter 36 of the Statutes of Oklahoma Territory, entitled an act to establish fees and salaries of public officers,

Beg leave to report the following substitute for said bill and recommend its passage:

J. P. LANE,
Chairman of Committee.
J. M. CANON,
HUGH MCCREDIE,
L. P. ROSS,
C. J. WRIGHTSMAN.

Read first time by title and ordered printed.

Committee on Municipal Corporations reported as follows:

Mr. President:

Your Committee on Municipal Corporations, to whom was referred Council Bill No. 26, an act providing for the election and terms of office for officers in cities of the first class,

Beg leave to report that we have carefully considered the same and herewith return said bill with sundry amendments and recommend that the bill do pass as amended.

O. R. FFGAN,
Chairman of Committee.
J. J. SHAFFER,
HUGH MCCREDIE,
L. P. ROSS,
F. S. PULLIAM.

The bill was read the second time by title and placed upon the calendar in regular order.

Mr. Pitman moved

That Col. Colton be solicited to assist the Chief Clerk temporarily in his duties

Which motion prevailed.

Mr. Ross moved

That a committee of three be appointed to wait on the Secretary of the Territory and ascertain if he has procured the locks or keys for the members' desks, and to also see regarding the committee rooms.

Which motion prevailed.

The Chair appointed Messrs. Ross, Pringey and Clevinger.

Mr. Pitman moved

That the vote by which the Journal of January 25 (the Sixteenth Legislative day) was approved be reconsidered.

Which motion prevailed.

Mr. Pitman moved

That the Journal of that day be amended so as to leave out the report of the Judiciary Committee on Council Bills Nos. 1 to 14 inclusive, 18 and 19, which was made that day.

Which motion prevailed unanimously.

Mr. Fegan moved

That out of respect to the memory of Hon. J. G. Blaine, whose death had just been announced, that the Council do now adjourn.

Which motion prevailed.

So the Council adjourned.

ED L. DUNN,
Chief Clerk.

Approved January 28, 1893.

NINETEENTH DAY.

GUTHRIE, O. T., January 28, 1893.

Council met pursuant to adjournment at 9 o'clock and was called to order by the President.

Roll call showed all members present except Messrs. Carswell, McCredie and Wrightsman, Who afterwards reported.

Prayer by Councilor Lane.

Journal of January 27 read and approved.

Mr. Pitman moved that Council Bill No. 46

Be made the special order for Tuesday, January 31, at 10 o'clock. Which motion prevailed.

Mr. Wrightsman of Pottowatomie county introduced Council Bill No. 57. An act to legalize registration of papers by county clerks, etc.

Read first time and referred to the Committee on County Affairs.

Mr. Clevinger of the First district introduced
Council Concurrent Resolution No. 4,
Memorializing Congress, and moved its adoption.
Which motion prevailed unanimously.

Mr. Ross, from the special committee to see regarding locks and keys
for desks and regarding the committee rooms,

Reported that locks had been sent for and would be here in a few days
and that four committee rooms could be had on this floor, and others
were tendered by the landlady on the floor above.

House Bill No. 25
Was read the second time.

Mr. Pitman moved

That the Council now resolve itself into the Committee of the Whole
to consider

House Bill No. 25,
Which motion prevailed.

Pending action a message was received from the Governor returning
Council Bill No. 23,
With the following message:

EXECUTIVE DEPARTMENT,
GUTHRIE, O. T., January 28, 1893.

To the President and Members of the Legislative Council:

GENTLEMEN—Having had
Council Bill No. 23

Under consideration, I am constrained to say that while I am satisfied
that you need much of the help provided for, it might be objected that
the bill departs, in some of its provisions, from the path of economy,
and opens the gate that leads to the field of extravagance. The con-
trolling question, however, is one of power. This Legislative Assembly,
as well as the Executive and other Territorial officers, were brought into
existence by Congress. It is the creator and we the creatures. It has
clothed us with certain powers and withheld from us certain others.
The powers which we may rightfully exercise are found in the constitu-
tion and laws of the United States, including the act organizing this Ter-
ritory. It will hardly be contended that the members of the Legislative
Assembly, being composed of thirteen Councilmen and twenty-six repre-
sentatives, by act of Congress, would have authority to increase its
Council to fifteen or twenty members or its House to thirty or forty,
or any other number greater than thirteen or twenty-six, and provide for
the pay of the extra members out of the Territorial treasury, or, that it
would have the power to enact a law by which it could increase its pay
per diem or lengthen the term of session greater than that fixed by Con-
gress, and authorize payment out of the Territorial treasury.

If it is powerless to increase the number or pay of its own members or
lengthen the term of its session how can we argue that it can create new
minor officers or attaches and pay them out of the Territorial treasury?
In support of these views I herewith hand a copy of opinion of the
Attorney General.

It is the sworn duty of the Executive to "see that the laws are faith-

fully executed." For the reason stated, duty requires me to withhold my assent to the passage of this bill.

It is therefore returned without my signature, and I venture to suggest that any law tending to increase the clerical or other force, not authorized by some act of Congress, should provide that it take effect after its ratification by Congress.

Respectfully submitted,
A. J. SEAY, Governor.

Mr. Fegan moved

That the Governor's message be referred to the Judiciary Committee with instructions to report Monday, January 30, at 2 o'clock.

Which motion prevailed.

The Council then resolved itself into the Committee of the Whole on House Bill No. 25.

At 10:30 the committee rose and made the following report:

Mr. President:

Your committee had under consideration
House Bill No. 25
And beg leave to submit
Council Substitute No. 56
For said bill and recommend that it do pass.

L. G. PITMAN,
Chairman Committee.

Rules were suspended and
Council Substitute No. 56
Read the second time.

Mr. Fegan moved

That as an emergency exists for the passage of
Council Bill No. 56

That the rules be suspended and said bill be considered engrossed, read the third time in full and placed upon its passage.

The roll being called there were:

Yeas, 11.

Nays, 0.

Shall the bill pass?

The roll being called there were:

Yeas, 11.

Nays, 0.

Those voting in the affirmative:

Cannon, Clevinger, Fegan, Lane, McCredie, Pitman, Pringey, Pulliam, Ross, Shaffer and Wrightsman.

So the bill passed and the title was agreed to.

The bill was then transmitted to the House.

Mr. Wrightsman moved

That a recess be taken for thirty minutes.

Which motion prevailed.

Council called to order by Mr. Pulliam at 11:30 a. m.

Introduction of bills:

Mr. Lane of Cleveland county introduced
Council Bill No. 58. An act to amend section 1 of article 2, chapter
24, entitled "An act prescribing the duties of county treasurer."

Which was read first time and referred to Committee on County
Affairs.

The following message was received from the House:

Mr. President:

I am directed by the House to transmit to your honorable body
House Concurrent Resolution No. 3, "Of condolence of the death of
Hon. James G. Blaine,"

Which the House has passed and respectfully ask your concurrence.

P. O. CASSIDY,
Chief Clerk.

Mr. Fegan moved

Its adoption.

Which motion prevailed.

Colonel G. A. Colton was sworn in as temporary Assistant Chief Clerk.

Mr. Ross moved

That when the Council adjourns it be until Monday at 10 o'clock.

Which motion was lost.

A message was received from the House notifying the Council that the
House had passed

Council Substitute No. 56 for

House Bill No. 25. "An act to extend the time for the payment of
taxes for the year 1892 until April 1, 1893."

Which bill was then given to the Enrolling Clerk for Enrollment.

Mr. Ross moved

That the Council now adjourn.

So the Council adjourned.

ED. L. DUNN,
Chief Clerk.

Approved January 30, 1893.

TWENTY-FIRST DAY.

GUTHRIE, O. T., January 30, 1893.

Council met pursuant to adjournment and was called to order by the President pro tem.

Roll call showed the following members present:
Clevinger, Lane, Pringey, Pulliam, Ross and Shaffer.

Prayer by Chaplain Boggess.

A quorum not being present, Mr. Clevinger moved
That a recess be taken until 2 o'clock.

Which motion prevailed.

So the Council adjourned.

AFTERNOON SESSION.

The Council met pursuant to adjournment and was called to order by the President pro tem,

Roll call showed all present except:

Messrs. Canon, Carswell, Fegan, Pitman, Wrightsman, and Mr. President, who afterwards reported.

Mr. Ross asked

That Messrs. McCartney and Wrightsman be excused until 3:30 o'clock.

Journal of January 28, 1893, read and approved.

The following message was received from the House:

GUTHRIE, January 30, 1893.

Mr. President:

I am directed by the House to transmit to your honorable body
House Bill No. 27, an act to amend the act regulating county seats, etc.,
Which the House has passed and ask your concurrence.

P. O. CASSIDY,
Chief Clerk.

Which bill was read the first time and referred to the Committee on County Affairs.

Message was received from the House transmitting

House Concurrent Resolution No. 2, concerning rights of Indians to sell their allotments, etc.: also

House Concurrent Resolution No. 3, memorial to congress to open up the Wichita country,

And asking the Council to concur in the same.

Said resolutions were read and referred to the Committee on Federal Relations.

Mr. Ross moved

That Council Bill No. 31,

Which had been read third time be made special for Friday at 2 o'clock.

Which motion prevailed.

Council Bill No. 26

Was, by consent, passed to retain its place upon the calendar, in the absence of Mr. Pitman.

Mr. Ross, of Cleveland county, introduced

Council Bill No. 59, an act amending the election laws of Oklahoma Territory.

Read first time and referred to the Committee on Elections.

The Committee on Enrolled Bills reported that they had examined

Council Bill No. 56 and

Council Joint Resolution No. 1

And found them correctly enrolled.

The President pro tem. then signed

Council Bill No. 56 and

Council Joint Resolution No. 1

In the presence of the members and they were transmitted to the House for the signature of the Speaker.

Committee on Education made the following report:

Mr. President:

Your Committee on Education, to whom was referred

Council Bill No. 33, an act to provide for additional instructions and for issuing diplomas by the Normal school, etc.,

Beg leave to report that we have carefully considered the same and recommended that it do pass.

O. R. FEGAN,
Chairman of Committee.

J. C. PRINGEY,
J. W. CLEVINGER.

Committee on Federal Relations made the following report:

Mr. President:

Your Committee on Federal relations would most respectfully report that after a careful examination of

House Concurrent Resolution No. 3

Do recommend that the Council concur therein.

J. W. CLEVINGER,
Chairman of Committee.

J. P. LANE,
O. R. FEGAN.

Mr. Fegan moved

That the letter "M" in Mr. Harvey's name be stricken out and "A" inserted.

Which Motion prevailed.

Mr. Clevinger moved

That the rules be suspended, that the resolution be read the second and third time by title, considered engrossed and placed upon its final passage.

The roll being called there were:

Yeas, 8.

Nays, 0.

Those voting in the affirmative were:

Clevinger, Fegan, Lane, McCredie, Pringey, Pulliam, Ross and Shaffer.

Those voting in the negative were. None.

Shall the resolution be concurred in as amended?

The roll being called there were:

Yeas, 9.

Nays, 0.

Those voting in the affirmative were:

Clevinger, Fegan, Lane, McCredie, Pitman, Pringey, Pulliam, Ross and Shaffer.

Those voting in the negative were: None.

So the resolution was adopted.

Mr. Ross gave notice that on tomorrow he would propose an amendment to

Council Rule No. 47,

As follows:

Be it resolved, By the Council that Council Rule No. 47 be amended so as to read as follows:

RULE 47. Executive sessions shall be held as occasion may require, and shall be held with open doors, unless by a vote of two-thirds of the members the doors will be ordered closed.

Mr. McCredie called up

Council Bill No. 32, an act legalizing the election held at Edmond, at which bonds were voted for the Territorial Normal School,

Which had passed the House with an amendment to section 4,

And moved

That the rules be suspended and that

Council Bill No. 32

As amended by the House, be concurred in.

The roll being called there were:

Yeas, 11.

Nays, 0.

Those voting in the affirmative were:

Canon, Carswell, Clevinger, Fegan, Lane, McCredie, Pitman, Pringey, Pulliam, Ross and Shaffer.

Those voting in the negative were: None.

The bill then went to the Enrolling Clerk.

Mr. Lane moved
That the Council do now adjourn.
Which motion prevailed.
So the Council adjourned.

ED L. DUNN,
Chief Clerk.

Approved January 31, 1893.

TWENTY-SECOND DAY.

GUTHRIE, O. T., January 31, 1893.

Council met pursuant to adjournment at 9 o'clock and was called to order by the President.

Roll call showed all present except

Messrs. Carswell, Fegan, McCredie, Pringey and Ross, who afterwards reported.

Prayer by Chaplain Boggess.

□ Journal of January 30, 1893, read and approved.

Mr. Pitman moved

That the Council now resolve itself into a Committee of the Whole on Council Bill No. 26.

Which motion prevailed.

So the Council resolved itself into a Committee of the Whole, with Mr. Clevinger in the chair.

At 10 o'clock the committee arose, and through its chairman reported as follows:

Mr. Fegan asked

Unanimous consent for the Judiciary Committee to make a report on Council Bill No. 23.

Which was given.

The following report was then read:

We, the Committee on Judiciary, to whom was referred

Council Bill No. 23,

With the Governor's veto, beg leave to submit the following report:

We recommend the passage of the bill over the Governor's veto.

Respectfully submitted,

C. H. CARSWELL,

O. R. FEGAN,

JOHN M. CANON,

J. W. CLEVINGER.

Mr. Fegan moved

That the Council do now go into the Committee of the Whole on Council Bill No. 52.

Which motion prevailed.

So the Council resolved itself into the Committee of the Whole, with Mr. Wrightsman in the Chair.

At 5 o'clock the committee rose, and through its chairman made the following report:

Mr. President:

The Committee of the Whole having under consideration

Council Bill No. 52,

Beg leave to report progress and ask leave to sit again.

C. J. WRIGHTSMAN,

Chairman of Committee.

Mr. Pitman of Oklahoma county introduced

Council Bill No. 60, by request, an act making an appropriation for the exhibit of Oklahoma Territory at the World's Columbian Exposition.

Which was read the first time and referred to the Ways and Means Committee.

Mr. Ross of Cleveland county introduced

Council Bill No. 61, an act to create the office of county tax assessor, and to provide his duties and salary,

Which was read the first time and referred to the Committee on County Affairs.

The committee on County Affairs made the following report.

Mr. President:

The Committee on County Affairs, to whom was referred

Council Bill No. 57,

Having had the same under consideration beg leave to report that your committee recommends its passage.

J. P. LANE,

Chairman of Committee.

C. J. WRIGHTSMAN,

JOHN M. CANON,

HUGH MCCREDIE,

L. P. ROSS.

Mr. President:

The Committee of the Whole having under consideration
Council Bill No. 26,

Beg leave to report progress and ask leave to sit again at 2 o'clock
next Tuesday, February 7, and it be made special for that time.

J. W. CLEVINGER,
Chairman of Committee.

Mr. Fegan moved

That the Council go into Committee of the Whole for the consideration of

Council Bill No. 33.

Which motion prevailed.

So the Council resolved itself into a committee, with Mr. Fegan in the chair.

At 12 o'clock the committee rose, and through its chairman, made the following report:

Mr. President:

We your Committee, having under consideration

Council Bill No. 33,

Report progress and ask leave to sit again.

O. R. FEGAN,
Chairman of Committee.

AFTERNOON SESSION.

The time having expired for which the recess was taken, the Council was called to order by the President Pro Tem.

Roll call showed all present except:

Messrs. Lane and Mr. President, who afterwards reported.

The House transmitted to the Council

Council Bill No. 56,

With the signature of the Speaker and also with the approval of the Governor.

They also transmitted to the Council with the signature of the Speaker

Council Joint Resolution No. 1

And the Clerk was ordered to transmit the Resolution back to the Speaker, to be transmitted by him to the Governor, for his signature, as per section 22, page 647, Oklahoma Statutes.

Mr. Wrightsman asked unanimous consent to withdraw

Council Bill No. 37

From the Committee on Judiciary for the purpose of amending, but to retain its place upon the calendar.

Which was granted.

The Committee on Elections made the following report:

Mr. President:

Your Committee on Elections beg leave to report that they have had under consideration

Council Bill No. 59. Entitled "An act to regulate elections in the Territory of Oklahoma, and to repeal chapter 33 of the Statutes of Oklahoma, entitled, "Elections—General,"

And recommend that the same do pass as amended.

H. MCCREDIE,
Chairman Committee.

J. J. SHAFFER,
J. C. PRINGEY,
L. P. ROSS,

Mr. Ross asked

That his resolution amending rule 47 of Council rules lay on the table.

So ordered.

Mr. Lane moved

That a recess be taken until 7:30 o'clock this evening.

Which motion prevailed.

Recess was taken.

EVENING SESSION.

Council met pursuant to adjournment and was called to order by the President.

Mr. Fegan moved

To adjourn.

Which motion prevailed.

So the council adjourned.

ED L. DUNN,
Chief Clerk.

Approved February 1, 1893.

TWENTY-THIRD DAY.

GUTHRIE, O. T., February 1, 1893.

Council met pursuant to adjournment at 9 o'clock and was called to order by the President.

Roll call showed all present except:

Carswell, Clevinger, Fegan and Wrightsman, who afterwards reported.

Prayer by Chaplain Boggess.

Journal of January 31 read and approved.

Mr. President called Mr. Lane to the chair.

Mr. McCartney moved that

Council Bill No. 46

Be considered engrossed and placed upon its final passage.

Which motion prevailed.

Shall the bill pass?

The roll being called there were:

Yeas, 10.

Nays, 0.

Those voting in the affirmative were:

Carswell, Clevinger, Lane, Pitman, Pringey, Pulliam, Ross, Shaffer, Wrightsman and Mr. President.

Those voting in the negative were: None.

The title was agreed to.

The bill was transmitted to the House for its consideration.

Mr. Wrightsman moved

To go into the Committee of the Whole on

Council Bill No. 57, an act legalizing the recording of deeds, mortgages and conveyances recorded by county clerks, etc.

Which motion prevailed.

So the Council resolved itself into Committee of the Whole with Mr. Pulliam in the chair.

At 10 o'clock the committee rose and, through its chairman, made the following report:

Mr. President:

Your committee has had under consideration

Council Bill No. 57
And do recommend its passage.

F. S. PULLIAM,
Chairman of Committee.

Mr. Pitman moved
A suspension of the rules and that
Council Bill No. 57
Be read the third time, considered engrossed and placed upon its final
passage.

The roll being called there were:

Yeas, 11.

Nays, 0.

Those voting in the affirmative were:

Canon, Carswell, Clevinger, Lane, McCredie, Pitman, Pringey, Pulliam,
Ross, Shaffer and Wrightsman.

Those voting in the negative were: None.

Shall the bill pass?

The roll being called there were:

Yeas, 11.

Nays, 0.

Those voting in the affirmative were:

Canon, Carswell, Clevinger, Lane, McCredie, Pitman, Pringey, Pulliam, Ross, Shaffer and Wrightsman.

Those voting in the negative were: None.

The title was agreed to.

So the bill passed and was transmitted to the House for its concurrence.

Mr. Wrightsman was called to the chair.

Mr. McCartney moved

That the Council take a recess for thirty minutes.

Mr. Ross moved

To amend by inserting ten minutes instead of thirty minutes.

Which amendment prevailed.

At the expiration of the recess the Council was called to order by Mr. Wrightsman, temporary chairman.

Mr. Ross asked unanimous consent to introduce a bill.

Which was given.

Mr. Ross, of Cleveland county, introduced

Council Bill No. 62, an act to prohibit the speculation in county warrants by county officials.

Which was read the first time and referred to Committee on County Affairs.

Council Bill No. 23,

Being the special order, was next taken up for reconsideration.

Shall the bill pass the Governor's veto to the contrary, notwithstanding?

The roll being called there were:

Yeas, 12.

Nays, 1.

Those voting in the affirmative were:

Canon, Carswell, Clevinger, Fegan, Lane, McCredie, Pringey, Pulliam, Ross, Shaffer, Wrightsman and Mr. President.

Those voting in the negative were:

Mr. Pitman.

The bill was then transmitted to the House with the Governor's message.

Mr. Ross moved

That the Council do now go into a Committee of the Whole on Council Bill No. 33.

Which motion prevailed.

So the Council resolved itself into a Committee of the Whole, with Mr. Ross in the chair.

At 12 o'clock the committee rose and through its chairman reported that they had under consideration

Council Bill No. 33

And recommend that the bill do pass,

L. P. Ross,
Chairman Committee.

Mr. McCredie moved that the rules be suspended and that Council Bill No. 33

Be considered engrossed, and the bill placed upon its final passage.

Mr. Pulliam moved

To substitute that the bill be subjected to amendment and debate.

Which motion prevailed.

Mr. Ross moved

That three minutes be the limit for debate.

Which motion prevailed.

The question was then on the amendment to section 3, which was to strike out "five" and insert "fifteen" in lieu thereof.

Which amendment was lost.

The roll being called there were:

Yeas, 4.

Nays, 8.

Those voting in the affirmative were:

Cannon, Clevinger, Lane and Pulliam.

Those voting in the negative were:

Carswell, Fegan, McCredie, Pitman, Pringey, Ross, Shaffer and Wrightsman.

Shall the bill pass?

The roll being called there were:

Yeas, 11.

Nays, 1.

Mr. Pulliam explained his vote by saying:

Mr. President:

I desire to say that I vote "no," not because I am not friendly to the bill as a whole, but because I desire to be consistent. I think the bill

discriminates against graduates of this institution. I insist that graduates of the Normal School of Oklahoma should be placed on an equal footing with graduates of similar institutions in the States, and that they should be allowed to practice their profession as unrestricted as graduates in law or any other profession.

F. S. PULLIAM.

Those voting in the affirmative were:

Canon, Carswell, Clevinger, Fegan, Lane, McCredie, Pitman, Pringey, Ross, Shaffer and Wrightsman.

Voting in the negative: Pulliam.

The title was agreed to.

Mr. Pitman moved

To take a recess until 2:30 o'clock p. m.

Which motion prevailed.

Recess was taken.

AFTERNOON SESSION.

The time having expired for which the recess was taken the Council was called to order by the President.

The following message was received from the House:

Mr. President:

I am instructed by the House to transmit to your honorable body House Bill No. 7,

Which the House has passed and ask your concurrence therein.

Very respectfully,

P. O. CASSIDY,

Chief Clerk.

Which was read first time and referred to the Judiciary Committee.

The Committee on County Affairs made the following reports:

Mr. President:

We, your Committee on County Affairs, to whom was referred

Council Bill No. 53. "An act to amend section 5 in article 6, chapter 24, entitled, "An act providing for county commissioners and defining the duties thereof,"

Having had the bill under consideration, would recommend its passage.

J. P. LANE,

Chairman Committee.

L. P. ROSS,

HUGH MCCREDIE,

JOHN M. CANON,

Committee on County Affairs.

And also:

Mr. President:

We your Committee on County Affairs, to whom was referred Council Bill No. 54. Entitled, "An act to amend section 46 of chapter 36, entitled an act establishing fees and salaries of public officers, Having had the bill under consideration would recommend its passage.

J. P. LANE,
Chairman of Committee.

L. P. ROSS,
HUGH McCREDIE,
JOHN M. CANON,

Committee on County Affairs.

The bills were then read the second time.

Mr. Pulliam introduced, by unanimous consent

Council Bill No. 63. An act to locate, establish and build the penitentiary for the Territory of Oklahoma."

Which bill was read the first time and referred to the Committee on Public Institutions.

Mr. Ross moved

That the Council do now go into the Committee of the Whole on Council Bili No. 52.

Which motion prevailed.

So the Council resolved itself into a Committee of the Whole on Council Bill No. 52,

With Mr. Fegan in the chair.

At 3:45 the Committee arose and made the following report:

Mr. President:

Your Committee have had under consideration

Council Bill No. 52

And recommend that it do pass.

O. R. FEGAN,
Chairman Committee.

The following message was received from the House:

Mr. President:

I am directed by the House to transmit to your honorable body

Council Bill No. 23,

Which the House has passed, notwithstanding the objection of His Excellency, the Governor.

P. O. CASSIDY,
Chief Clerk.

Mr. Fegan moved

That the Council proceed to the election of the subordinate officers provided for in

Council Bill No. 23.

Which motion prevailed.

Mr. Fegan moved

A recess of fifteen minutes.

Which motion prevailed.

The time having expired for which recess was taken the Council was called to order by the President.

Mr. Pringey moved

That the following officers be named for the several positions:

J. C. Hofius, Assistant Chief Clerk.

J. R. Caykendall, Assistant Enrolling and Engrossing Clerk.

Harry Eaton, Assistant Sargeant-at-Arms and Doorkeeper.

H. I. Currie, Janitor.

Mr. Wrightsman moved

That the following names be substituted:

Nat Williams, Assistant Chief Clerk.

H. M. Sheplar, Assistant Engrossing and Enrolling Clerk.

T. C. Lemasters, Assistant Sargeant-at-Arms and Doorkeeper.

Dan Kerwin, Janitor.

The roll being called on the substitute there were:

Yeas, 6.

Nays, 7.

Those voting in the affirmative were:

Carswell, Lane, Pitman, Pulliam, Ross and Wrightsman.

Those voting in the negative were:

Canon, Clevinger, Fegan, McCredie, Pringey, Shaffer and Mr. President.

The roll was then called on the original motion and there were:

Yeas, 7.

Nays, 6.

Those voting in the affirmative were:

Canon, Clevinger, Fegan, McCredie, Pringey, Shaffer and Mr. President.

Those voting in the negative were:

Carswell, Lane, Pitman, Pulliam, Ross and Wrightsman.

The President declared the following officers elected:

J. C. Hofius, Assistant Chief Clerk.

J. B. Caykendall, Assistant Engrossing and Enrolling Clerk.

Harry Eaton, Assistant Sargeant-at-Arms and Doorkeeper.

H. I. Currie, Janitor.

The oath of office was administered to the Assistant Chief Clerk, the Assistant Sargeant-at-Arms and Doorkeeper and the Janitor by Councilor Fegan.

The President then appointed the following named persons as Pages:
Nellie Scothorn, Maud Schermerhorn and Paul Murphy.

The oath of office was administered to said Pages by Councilor Fegan.

Mr. Ross moved

To suspend the rules and that

Council Bill No. 52

Be considered engrossed and read and placed upon its final passage.

Mr. Pitman moved, as a substitute,

That the Council now proceed to consider

Council Bill No. 52

By sections.

Mr. Ross withdrew his original motion.

Mr. Clevinger moved

That the further consideration of

Council Bill No. 52

Be postponed for eight days.

Mr. Fegan moved

That the bill be considered on Friday, February 3, at 3 o'clock p. m., and that the bill be special order for that time.

Which motion was lost.

• Mr. Wrightsman moved

That the consideration of the bill be postponed until Thursday, February 2, at 2 o'clock p. m., and made special order for that time.

Which motion was lost.

The roll being called on Mr. Clevinger's motion to postpone for eight days there were:

Yeas, 8.

Nays, 5.

Those voting in the affirmative were:

Canon, Carswell, Clevinger, Lane, Pitman, Pulliam, Ross and Mr. President.

Those voting in the negative were.

Fegan, McCredie, Pringey, Shaffer and Wrightsman.

The following message was received from the House:

Mr. President:

I am directed by the House to return to your honorable body Council Bill No. 46. "An act to legalize election at Kingfisher," Which the House has passed under suspension of rules.

Very truly yours,
P. O. CASSIDY,
Chief Clerk.

Which bill was then ordered enrolled.

Mr. Fegan moved

To adjourn.

Which motion prevailed.

So the Council adjourned.

ED L. DUNN,
Chief Clerk.

Approved February 2, 1893.

TWENTY-FOURTH DAY.

GUTHRIE, O. T., February 2, 1893.

Council met pursuant to adjournment at 9 o'clock and was called to order by the President.

Roll call showed all present except:

Carswell, Clevinger, Fegan and Wrightsman, who afterwards reported.

Prayer by Chaplain Boggess.

Journal of February 1 read and approved.

Mr. Ross moved

That the Council now resolve itself into a Committee of the Whole for the consideration of

Council Bill No 53.

Which motion prevailed.

So the Council resolved itself into a Committee of the Whole, with Mr. Canon in the chair.

The committee arose at 10:45 a. m., and through its chairman reported that they had had under consideration

Council Bill No. 53

And recommend its passage.

J. M CANON,
Chairman of Committee.

Mr. Fegan now introduced

Council Concurrent Resolution No. 6,

Which was read first time.

Mr. Pitman gave notice

That he desired to discuss the resolution on February 3.

So it went over under the rules.

Mr. Lane moved

That the rules be suspended, that the bill be ordered engrossed, read third time and placed upon its final passage.

The roll being called there were:

Yeas, 11.

Nays, 0.

Those voting in the affirmative were:

Canon, Carswell, Clevinger, Fegan, Lane, McCredie, Pitman, Pringey, Pulliam, Ross, Shaffer and Wrightsman.

Shall the bill pass?

The roll being called there were:

Yeas, 12.

Nays, 0.

Those voting in the affirmative were:

Canon, Carswell, Clevinger, Fegan, Lane, McCredie, Pitman, Pringey, Pulliam, Ross, Shaffer and Wrightsman.

The title was agreed to.

Mr. Ross moved

That the Council now resolve itself into a Committee of the Whole for the consideration of

Council bill No. 54.

Which motion prevailed.

So the Council resolved itself into a Committee of the Whole, with Mr. Ross in the chair.

The committee arose at 11:30 and reported that they had had under consideration

Council Bill No. 54

And recommend that it do pass as amended.

L. P. Ross,
Chairman of Committee.

Mr. Lane moved

That Council Bill No. 54

Be considered engrossed, read the third time and placed upon its final passage.

The roll being called there were:

Yeas, 11.

Nays, 0.

Those voting in the affirmative were:

Canon, Clevinger, Fegan, Lane, McCredie, Pitman, Pringey, Pulliam, Ross, Shaffer and Wrightsman.

Shall the bill pass?

The roll being called there were:

Yeas, 12.

Nays, 0.

Those voting in the affirmative were:

Canon, Clevinger, Fegan, Lane, McCredie, Pitman, Pringey, Pulliam, Ross, Shaffer and Wrightsman.

Mr. Clevinger moved

That a recess be taken for five minutes.

The following message was received from the House transmitting House Concurrent Resolution No. 10:

GUTHRIE, O. T., February 2, 1893.

Mr. President:

I am directed to forward to your honorable body

House Concurrent Resolution No. 10,

Appointing a committee of investigation, which the House has passed and respectfully ask your concurrence.

P. O. CASSIDY,
Chief Clerk.

And said House Concurrent resolution was read in full.

A recess was taken for five minutes.

The time having expired for which recess was taken the Council was called to order by the President.

At 12 o'clock the following message was received from the Governor:

EXECUTIVE DEPARTMENT,

GUTHRIE, O. T., January 31, 1893.

To the President and Members of the Legislative Council:

GENTLEMEN—I have the honor herewith to return to you

Council Joint Resolution No. 1

With my approval indorsed thereon.

Very respectfully,

A. J. SEAY, Governor.

And said message was read in full.

Mr. Pitman moved

That House Concurrent Resolution No. 10,

Providing for the appointment of a committee of three members from the House and two members from the Council for the purpose of investigating the educational institutions of the Territory be concurred in.

The roll being called there were:

Yeas, 12.

Nays, 0.

Those voting in the affirmative were.

Canon, Clevinger, Fegan, Lane, McCredie, Pitman, Pringey, Pulliam, Ross, Shaffer, Wrightsman and Mr. President.

The President deferred the appointment of the Council members of said committee until February 3.

Mr. President called Mr. Clevinger to the chair.

Mr. Wrightsman of Pottawattamie county introduced

Council Bill No. 64, entitled as follows:

An act requiring the clerk of the district court to make and keep a record of all indictments, informations and bonds.

The bill was read the first time and referred to the Committee of the Judiciary.

Mr. Pulliam of Logan county gave notice that he would on February 3 introduce

Amendments to Joint Resolution No. 8,

To be amended so that the second line shall read "three from the Council," and to so amend

Joint Rule No. 10,

In the third line after the word approval, so as to read "and take his receipt for the same."

Mr. Ross moved

That a recess be taken until 2 o'clock.

Which motion prevailed.

So the Council took a recess until 2 o'clock.

AFTERNOON SESSION.

Council met pursuant to recess at 2 o'clock and was called to order by the President.

The Committee on Railroads and Corporations submitted the following report on

Council Bill No. 29:

Mr. President:

We, your Committee on Railroads and Corporations, to whom was referred

Council Bill No. 29, entitled an act to promote the comfort of passengers on railway trains and for other purposes,

Beg leave to report that we have carefully considered the same and recommend that the bill do not pass.

O. R. FEGAN,
J. J. SHAFFER,
HUGH MCCREDIE.

Which report was read in full.

A minority report of members of said committee was also submitted:

Mr. President:

We, a minority of your Committee on Railroads and Corporations, beg leave to report that the committee has had under consideration

Council Bill No. 29, entitled an act to promote the comfort of passengers on railroad trains and for other purposes,

And we recommend that the same do pass.

C. H. CARSWELL,
Chairman of Committee.
L. P. ROSS.

Which report was read in full.

And said bill was ordered printed, with both the minority and majority reports.

The Committee on County Affairs submitted the following report on

Council Bill No. 62, entitled an act to prohibit the speculation in county warrants by county officers,

And recommend that the bill do pass.

J. P. LANE,
Chairman of Committee.
JOHN M. CANON,
C. J. WRIGHTSMAN,
L. P. ROSS,
HUGH MCCREDIE.

The Committee on Enrolled Bills reported that they find

Council Concurrent Resolution No. 5,

Council Bill No. 32 and

Council Bill No. 46
Had been duly enrolled.

JAMES K. ALLEN,
Chairman of Committee.
J. C. CARRINGTON,
JOHN PFAEF,
On Part of House.
J. M. CANON,
J. W. CLEVINGER,
F. S. PULLIAM,
On Part of Council.

Council Bill No. 62
Was read the second time.

Mr. Wrightsman moved

That the Council go into Committee of the Whole for the consideration of

Council Bill No. 62.

Which motion prevailed.

Mr. Carswell was excused for the balance of the day.

So the Council resolved itself into a Committee of the Whole for the consideration of said bill, with Mr. Pringey in the chair.

The committee arose at 2:40 o'clock, and through its chairman reported that they had had under consideration

Council Bill No. 62

And recommend that it do pass.

J. C. PRINGEY,
Chairman of Committee.

Mr. Pitman moved

That Council Bill No. 62

Be read the third time on Friday, February 3, at 2 o'clock, and made special order for that time.

Which motion prevailed.

Mr. Wrightsman moved

That a recess be taken until 4:30 o'clock.

Which motion prevailed.

So the Council took a recess.

The time having expired for which a recess was taken, the Council was called to order by President-pro tem.

Recalled to order of business.

Introduction of bills.

Mr. Clevinger of the First district introduced

Council Bill No. 65, entitled an act amendatory of section 1, chapter 48, entitled an act to regulate the traffic of intoxicating liquors.

Which bill was read the first time by title and referred to the Committee on Ways and Means.

Mr. Ross of Cleveland county introduced

Council Bill No. 66, entitled an act to require security for costs in civil and criminal cases.

Which bill was read first time by title and referred to committee on County Affairs.

A report of the Judiciary Committee on

Council Bill No. 1,
Council Bill No. 2,
Council Bill No. 3,
Council Bill No. 4,
Council Bill No. 5,
Council Bill No. 6,
Council Bill No. 7,
Council Bill No. 8,
Council Bill No. 9,
Council Bill No. 10,
Council Bill No. 11,
Council Bill No. 12,
Council Bill No. 13,
Council Bill No. 14 as follows.

Report of the Judiciary Committee on

Council Bill No. 1,
Council Bill No. 2,
Council Bill No. 3,
Council Bill No. 4,
Council Bill No. 5,
Council Bill No. 6,
Council Bill No. 7,
Council Bill No. 8,
Council Bill No. 9,
Council Bill No. 10,
Council Bill No. 11,
Council Bill No. 12,
Council Bill No. 13,
Council Bill No. 14:

We, the Committee on Judiciary, to whom was referred

Council Bill No. 1,
Council Bill No. 2,
Council Bill No. 3,
Council Bill No. 4,
Council Bill No. 5,
Council Bill No. 6,
Council Bill No. 7,
Council Bill No. 8,
Council Bill No. 9,
Council Bill No. 10,
Council Bill No. 11,
Council Bill No. 12,
Council Bill No. 13 and
Council Bill No. 14,

Beg leave to report as follows:

We have prepared bills embracing the subject matter contained in the original bills, amended so as to comply with the joint rules of the Second

Legislative Assembly, and most respectfully recommend that said bills be passed as amended.

C. H. CARSWELL,
Chairman Committee.
C. J. WRIGHTSMAN,
J. W. CANON,
J. W. CLEVINGER,
O. R. FEGAN,
Committee on Judiciary.

The Judiciary Committee submitted the following report on Council Bill No. 19. Entitled "An act to repeal section 2542, Oklahoma Statutes."

Report of Judiciary Committee on
Council Bill No. 19:

We, the Committee on Judiciary, to whom
Council Bill No. 19

Was referred, beg leave to report that we have had the same under consideration and recommend that said bill do not pass.

C. H. CARSWELL,
Chairman Committee.
JOHN M. CANON,
J. W. CLEVINGER,
O. R. FEGAN,
C. J. WRIGHTSMAN,
Committee on Judiciary.

The Committee on Judiciary submitted the following report on Council Bill No. 22. Entitled "An act to enable foreign executors and administrators to sue and be sued in the courts of this Territory.

Report of Committee on Judiciary on
Council Bill No. 22:

We, the Committee on Judiciary, to whom was referred
Council Bill No. 22,

Beg leave to report that we have had the same under consideration and recommend that the same do pass.

Respectfully submitted

C. H. CARSWELL,
Chairman Committee.
JOHN M. CANON,
J. W. CLEVINGER,
O. R. FEGAN,
Committee on Judiciary.

The Committee on Railroads and Corporations submitted the following report on

Council Bill No. 48. Entitled "An act to compel railroad corporations to fence their right of way," etc.

Report of Committee on Railroads and Corporations:

We the Committee on Railroads and Corporations, to whom was referred

Council Bill No. 48,

Beg leave to report that we have had the same under consideration and recommend that the bill do pass.

C. H. CARSWELL,
Chairman Committee.
O. R. FEGAN,
HUGH McCREDIE,
L. P. ROSS.

Mr. Fegan moved

That the Council take a recess of ten minutes.

Which motion prevailed.

So the Council took a recess.

The time having expired for which a recess was taken the Council was called to order by the President pro tem.

The following Council Bills were then read by title the second time:

Council Bill No. 1,
Council Bill No. 2,
Council Bill No. 3,
Council Bill No. 4,
Council Bill No. 5,
Council Bill No. 6,
Council Bill No. 7,
Council Bill No. 8,
Council Bill No. 9,
Council Bill No. 10,
Council Bill No. 11,
Council Bill No. 12,
Council Bill No. 13 and
Council Bill No. 14.

Mr. Pitman moved that

Council Bill No. 1,
Council Bill No. 2,
Council Bill No. 3,
Council Bill No. 4,
Council Bill No. 5,
Council Bill No. 6,
Council Bill No. 7,
Council Bill No. 8,
Council Bill No. 9,
Council Bill No. 10,
Council Bill No. 11,
Council Bill No. 12,
Council Bill No. 13 and
Council Bill No. 14,

Be made special order for Friday, February 2, at 10 o'clock.

Which motion prevailed.

Mr. Lane moved

To adjourn until 10 o'clock to-morrow.

Which motion prevailed.

So the Council adjourned.

ED L. DUNN,
Chief Clerk.

Approved February 3, 1893.

TWENTY-FIFTH DAY.

GUTHRIE, O. T., February 3, 1893.

Council met pursuant to adjournment at 10 o'clock, and was called to order by the President.

Roll call showed all present except:
Mr. Pringey, who afterwards reported.

Prayer by Chaplain Boggess.

Journal of February 2d read and approved.

Mr. Fegan was called to the chair by Mr. President.

Mr. McCredie moved that
House Concurrent Resolution No. 10
Be considered for the purpose of amendments.
Which motion prevailed.

Mr. Pulliam, of Logan county, introduced
The following resolution:

Resolved, By the Council of the Second Legislative Assembly, that appointments for clerical positions in this body shall be made after applicants have been examined by a committee appointed by the President to make such examinations.

Mr. Clevinger moved
To lay the resolution on the table.
Which motion prevailed.

Under the order of business, third reading of bills,
Council Bill No. 1
Was read the second time.

Mr. Pitman moved
That the rules be suspended and that the bill be considered engrossed and placed on its final passage.

The roll being called there were:

Yeas, 13.

Nays, 0.

Those voting in the affirmative were:

Canon, Carswell, Clevinger, Fegan, Lane, McCredie, Pitman, Pringey, Pulliam, Ross, Shaffer, Wrightsman and Mr. President.

Shall the bill pass?

The roll being called there were:

Yeas, 13.

Nays, 0.

Those voting in the affirmative were:

Canon, Carswell, Clevinger, Fegan, Lane, McCredie, Pitman, Pringey, Pulliam, Ross, Shaffer, Wrightsman and Mr. President.

So the bill passed.

The title was agreed to.

Council Bill No. 2

Was read third time.

Mr. Ross moved

That the rules be suspended, the bill be considered engrossed and placed upon its passage.

The roll being called there were:

Yeas, 13.

Nays, 0.

Those voting in the affirmative were:

Canon, Carswell, Clevinger, Fegan, Lane, McCredie, Pitman, Pringey, Pulliam, Ross, Shaffer, Wrightsman and Mr. President.

Shall the bill pass?

The roll being called there were:

Yeas, 13.

Nays, 0.

Those voting in the affirmative were:

Canon, Carswell, Clevinger, Fegan, Lane, McCredie, Pitman, Pringey, Pulliam, Ross, Shaffer, Wrightsman and Mr. President.

So the bill passed.

The title was agreed to.

Council Bill No. 3

Was read third time.

Mr. Pitman moved

That the rules be suspended, the bill be considered engrossed and placed upon its final passage.

The roll being called there were:

Yeas, 12.

Nays, 0.

Those voting in the affirmative were:

Canon, Carswell, Clevinger, Fegan, Lane, Pitman, Pringey, Pulliam, Ross, Shaffer, Wrightsman and Mr. President.

Shall the bill pass?

The roll being called there were:

Yeas, 12.

Nays, 0.

Those voting in the affirmative were:

Canon, Carswell, Clevinger, Fegan, Lane, Pitman, Pringey, Pulliam, Ross, Shaffer and Mr. President.

So the bill passed.

The title was agreed to.

Council Bill No. 4

Was read third time.

Mr. Pitman moved

That the rules be suspended, the bill considered engrossed and placed on its final passage.

The roll being called there were:

Yeas, 12.

Nays, 0.

Those voting in the affirmative were:

Canon, Carswell, Clevinger, Fegan, Lane, Pitman, Pringey, Pulliam, Ross, Shaffer, Wrightsman and Mr. President.

Shall the bill pass?

The roll being called there were:

Yeas, 12.

Nays, 0.

Those voting in the affirmative were:

Canon, Carswell, Clevinger, Fegan, Lane, Pitman, Pringey, Pulliam, Ross, Shaffer, Wrightsman and Mr. President.

So the bill passed.

The title was agreed to.

Council Bill No. 5

Was read the third time.

Mr. Pitman moved

That the rules be suspended, the bill be considered engrossed and placed upon its final passage.

The roll being called there were:

Yeas, 12.

Nays, 0.

Those voting in the affirmative were:

Canon, Carswell, Clevinger, Fegan, Lane, Pitman, Pringey, Pulliam, Ross, Shaffer, Wrightsman and Mr. President.

Shall the bill pass?

The roll being called there were:

Yeas, 11.

Nays, 0.

Those voting in the affirmative were:

Canon, Carswell, Clevinger, Fegan, Pitman, Pringey, Pulliam, Ross, Shaffer, Wrightsman and Mr. President.

So the bill passed.

The title was agreed to.

Council Bill No. 6

Was read the third time.

Mr. Pulliam moved

That the rules be suspended, the bill be considered engrossed and placed on its final passage.

The roll being called there were:

Yeas, 11.

Nays, 0.

Those voting in the affirmative were:

Canon, Carswell, Clevinger, Fegan, Pitman, Pringey, Pulliam, Ross, Shaffer, Wrightsman and Mr. President.

Shall the bill pass?

The roll being called there were:

Yeas, 11.

Nays, 0.

Those voting in the affirmative were:

Canon, Carswell, Clevinger, Fegan, Pitman, Pringey, Pulliam, Ross, Shaffer, Wrightsman and Mr. President.

So the bill passed.

The title was agreed to.

Council Bill No. 7

Was read the third time.

Mr. Pitman moved

That the rules be suspended, the bill considered engrossed and placed on its final passage.

The roll being called there were:

Yeas, 11.

Nays, 0.

Those voting in the affirmative were:

Canon, Clevinger, Fegan, Lane, Pitman, Pringey, Pulliam, Ross, Shaffer, Wrightsman and Mr. President.

Shall the bill pass?

The roll being called there were:

Yeas, 11.

Nays, 0.

Those voting in the affirmative were:

Canon, Clevinger, Fegan, Lane, Pitman, Pringey, Pulliam, Ross, Shaffer, Wrightsman and Mr. President.

So the bill passed.

The title was agreed to.

Council Bill No. 8

Was read third time.

Mr. Pitman moved

That the rules be suspended, the bill be considered engrossed and placed upon its final passage.

The roll being called there were:

Yeas, 12.

Nays, 0.

Those voting in the affirmative were:

Canon, Clevinger, Fegan, Lane, McCredie, Pitman, Pringey, Pulliam, Ross, Shaffer, Wrightsman and Mr. President.

Shall the bill pass?

The roll being called there were;

Yeas, 12.

Nays, 0.

Those voting in the affirmative were;

Canon, Clevinger, Fegan, Lane, McCredie, Pitman, Pringey, Pulliam, Ross, Shaffer, Wrightsman and Mr. President.

So the bill passed.

The title was agreed to.

A message was here received from the Governor.

Mr. Pitman moved

That the Council go into executive session for the consideration of the Governor's message.

Which motion prevailed.

So the Council resolved itself into executive session with Mr. Fegan in the chair.

The executive session at 11:45 c'clock arose and reported the confirmation of the nominations by the Governor of Samuel Murphy as Territorial Treasurer, J. H. Parker as Territorial Superintendent of Public Instruction, and Charles Brown as Attorney General for the Territory of Oklahoma, and the Governor was so notified.

Council Bill No. 9

Was read third time.

Mr. Pitman moved

That the rules be suspended, the bill be considered engrossed and placed upon its final passage.

The roll being called there were:

Yeas, 13.

Nays, 0.

Those voting in the affirmative were:

Canon, Carswell, Clevinger, Fegan, Lane, McCredie, Pitman, Pringey, Pulliam, Ross, Shaffer, Wrightsman and Mr. President.

Shall the bill pass?

The roll being called there were:

Yeas, 13.

Nays, 0.

Those voting in the affirmative were:

Canon, Carswell, Clevinger, Fegan, Lane, McCredie, Pitman, Pringey, Pulliam, Ross, Shaffer, Wrightsman and Mr. President.

So the bill passed.

The title was agreed to.

Council Bill No. 10

Was read the third time.

Mr. Pitman moved

That the rules be suspended, the bill be considered engrossed and placed on its final passage.

The roll being called there were:

Yeas, 13.

Nays, 0.

Those voting in the affirmative were:

Canon, Carswell, Clevinger, Fegan, Lane, McCredie, Pitman, Pringey, Pulliam, Ross, Shaffer, Wrightsman and Mr. President.

Shall the bill pass?

The roll being called there were:

Yeas, 13.

Nays, 0.

Those voting in the affirmative were:

Canon, Carswell, Clevinger, Fegan, Lane, McCredie, Pitman, Pringey, Pulliam, Ross, Shaffer, Wrightsman and Mr. President.

So the bill passed.

The title was agreed to.

Council Bill No. 11

Was read the third time.

Mr. Pitman moved

That the rules be suspended, the bill be considered engrossed and placed on its final passage.

The roll being called there were:

Yeas, 13.

Nays, 0.

Those voting in the affirmative were:

Canon, Carswell, Clevinger, Fegan, Lane, McCredie, Pitman, Pringey, Pulliam, Ross, Shaffer, Wrightsman and Mr. President.

Shall the bill pass?

The roll being called there were:

Yeas, 13.

Nays, 0.

Those voting in the affirmative were:

Canon, Carswell, Clevinger, Fegan, Lane, McCredie, Pitman, Pringey, Pulliam, Ross, Shaffer, Wrightsman and Mr. President.

So the bill passed.

The title was agreed to.

Council Bill No. 12

Was read the third time.

Mr. Pitman moved

That the rules be suspended, the bill be considered engrossed and placed upon its final passage.

The roll being called there were:

Yeas, 13.

Nays, 0.

Those voting in the affirmative were:

Canon, Carswell, Clevinger, Fegan, Lane, McCredie, Pitman, Pringey, Pulliam, Ross, Shaffer, Wrightsman and Mr. President.

Shall the bill pass?

The roll being called there were:

Yeas, 13.

Nays, 0.

Those voting in the affirmative were:

Canon, Carswell, Clevinger, Fegan, Lane, McCredie, Pitman, Pringey, Pulliam, Ross, Shaffer, Wrightsman and Mr. President.

So the bill passed.

The title was agreed to.

Council Bill No. 13

Was read the third time.

Mr. Pitman moved

That the rules be suspended, the bill be considered engrossed and placed on its final passage.

The roll being called there were:

Yeas, 13.

Nays, 0.

Those voting in the affirmative were:

Canon, Carswell, Clevinger, Fegan, Lane, McCredie, Pitman, Pringey, Pulliam, Ross, Shaffer, Wrightsman and Mr. President.

Shall the bill pass?

The roll being called there were:

Yeas, 13.

Nays, 0.

Those voting in the affirmative were:

Canon, Carswell, Clevinger, Fegan, Lane, McCredie, Pitman, Pringey, Pulliam, Ross, Shaffer, Wrightsman and Mr. President.

So the bill passed.

The title was agreed to.

Council Bill No. 14

Was read the third time.

Mr. Pitman moved

That the rules be suspended and that the bill be considered engrossed and placed on its final passage.

The roll being called there were:

Yeas, 13.

Nays, 0.

Those voting in the affirmative were:

Canon, Carswell, Clevinger, Fegan, Lane, McCredie, Pitman, Pringey, Pulliam, Ross, Shaffer, Wrightsman and Mr. President.

Shall the bill pass?

The roll being called there were:

Yeas, 13.

Nays, 0.

Those voting in the affirmative were:

Canon, Carswell, Clevinger, Fegan, Lane, McCredie, Pitman, Pringey, Pulliam, Ross, Shaffer, Wrightsman and Mr. President.

So the bill passed.

The title was agreed to.

Mr. McCartney moved

That a recess be taken until 2 o'clock.

Which motion prevailed.

AFTERNOON SESSION.

The time having expired for which recess was taken the Council was

called to order by the President.

Council Bill No. 1,
Council Bill No. 2,
Council Bill No. 3,
Council Bill No. 4,
Council Bill No. 5,
Council Bill No. 6,
Council Bill No. 7,
Council Bill No. 8,
Council Bill No. 9,
Council Bill No. 10,
Council Bill No. 11,
Council Bill No. 12,
Council Bill No. 13 and
Council Bill No. 14

Were then transmitted to the House.

The President then signed in the presence of the members of the Council

Council Concurrent Resolution No. 5
Council Bill No. 32 and
Council Bill No. 46.

Which bills were then transmitted to the Speaker of the House for his signature and transmitted to the Governor.

The reconsideration of
House Concurrent Resolution No. 10
Was then taken under consideration.

Mr. McCredie moved

The following amendment thereto:

That two committees be appointed by the Speaker and President of their respective houses, to-wit: A committee of four from the House and a Committee of three from the Council to investigate into the conditions and needs of the Territorial University at Norman and the Territorial Normal at Edmund. A committee of three members from the House and a committee of two from the Council to investigate into the condition and needs of the Territorial Agricultural and Mechanical college at Stillwater.

Which motion prevailed.

Mr. Carswell of Canadian county introduced

Council Bill No. 67, an act to repeal sections 30 to 44 inclusive, and sections 48, 79 and 92, article 25, entitled "Executions," of chapter 70, Oklahoma Statutes.

Which was read first time and referred to the Judiciary Committee.

Mr. McCartney of Kingfisher county introduced

Council Bill No. 68, an act to establish a code of civil procedure for the Territory of Oklahoma.

Which was read the first time by title and referred to the Judiciary Committee.

Mr. Canon of Canadian county introduced

Council Bill No. 69, an act to locate, equip and manage a Territorial reformatory and temporary penitentiary for Oklahoma.

Which bill was read first time by title and referred to the Judiciary

Committee.

The Judiciary Committee made the following report:

Mr. President:

We, the undersigned members of the Judiciary Committee having under consideration

Council Bill No. 37,

Recommend that it do pass.

C. H. CARSWELL,
Chairman Committee.
O. R. FEGAN,
C. J. WRIGHTSMAN,
J. W. CLEVINGER,
J. W. CANON.

The Committee on Ways and Means made the following report:

Mr. President:

We, your Committee on Ways and Means, to whom was submitted Council Bill No. 43,

Beg leave to report said bill with sundry amendments and recommend that it do pass as amended.

J. C. PRINGEY,
Chairman of Committee.
O. R. FEGAN,
J. P. LANE,
JOHN M. CANON.

The Committee on County Affairs report as follows:

Mr. President:

We, your Committee on County Affairs, to whom was referred House Bill No. 27,

Beg leave to report that we have amended the same, and as amended do recommend its passage.

J. P. LANE,
Chairman of Committee.
L. P. ROSS,
C. J. WRIGHTSMAN,
HUGH MCCREDIE.
JOHN M. CANON.

Mr. Fegan moved

That the Council go into a Committee of the Whole on Council Bill No. 37. An act declaring gaming illegal, etc.
Which motion prevailed.

At 5:30 o'clock the committee rose, and through its chairman reported:

Mr. President:

Your Committee of the Whole have had under consideration Council Bill No. 37

And recommend that it do pass.

O. R. FEGAN,
Chairman of Committee.

Mr. Clevinger moved

That the Council do now adjourn.
Which motion prevailed.
So the Council adjourned.

ED L. DUNN,
Chief Clerk.

Approved February 4, 1893.

TWENTY-SIXTH DAY.

GUTHRIE, O. T., February 4, 1893.

Council met pursuant to adjournment at 9 o'clock and was called to order by the President.

Roll call showed all members present except
Messrs. Canon, Carswell and Wrightsman,
Who afterwards reported.

Prayer by Chaplain Boggess.

Journal of February 3 was read and approved.

The following communication was received from the House:

GUTHRIE, O. T., February 3, 1893.

Mr. President:

I am directed to return to your honorable body
House Concurrent Resolution No. 10,
With Council amendment, and inform your honorable body that the
House does not concur in said amendment.

P. O. CASSIDY,
Chief Clerk.

Mr. McCredie moved

That the Council recede from the amendment of said resolution.

Which motion prevailed.

Mr. Pitman moved

That House Concurrent Resolution be concurred in.

The roll being called there were:

Yeas, 10.

Nays, 1.

Those voting in the affirmative were:

Carswell, Fegan, Lane, McCredie, Pringey, Pitman, Pulliam, Ross, Shaffer and Mr. President.

Voting in the negative: Clevinger.

So the resolution was concurred in.

Mr. Pitman was called to the chair by the President.

Mr. Ross of Cleveland county introduced

Council Bill No. 70. Entitled "An act to require railroad companies to furnish double-decked cars for the shipment of sheep, hogs, etc," and

Council Bill No. 71. Entitled "A act to regulate the collection of freight bills by freight companies, their agents and employees."

Both of which bills were read first time by their titles and referred to the Committee on Railroads and Corporations.

The Committee on County Affairs, to whom was referred

Council Bill No. 61 and

Council Bill No. 66,

Reported on the same and recommend that they do pass.

And said bills were ordered printed.

Mr. Ross moved

That the Council resolve itself into a Committee of the Whole for the consideration of

Council Bill No. 62.

Which motion prevailed.

So the Council resolved itself into Committee of the Whole, with Mr. Pitman in the chair.

At 10:30 the committee arose and through its chairman reported as follows.

Mr. President:

The Committee of the Whole have had under consideration

Council Bill No. 62, and after sundry amendments, recommend that it do pass.

L. G. PITMAN,
Chairman Committee.

Mr. Ross moved

That the rules be suspended, the bill be read third time in full and placed upon its final passage.

The roll being called there were:

Yeas, 12.

Nays, 0.

Those voting in the affirmative were:

Canon, Carswell, Clevinger, Fegan, Lane, McCredie, Pitman, Pringey, Pulliam, Ross, Shaffer and Wrightsman.

Shall the bill pass?

The roll being called there were:

Yeas, 12.

Nays, 0.

Those voting in the affirmative were:

Canon, Carswell, Clevinger, Fegan, Lane, McCredie, Pitman, Pringey, Pulliam, Ross, Shaffer and Wrightsman.

So the bill passed and the title was agreed to.

Recurring to the order of business.

Introduction of bills:

Mr. Fegan of Logan county introduced

Council Bill No. 72. Entitled "An act relating to revenue and amendatory of section 3, article 1, chapter 75, of Oklahoma Statutes."

Which bill was read first time by its title and referred to Committee on Ways and Means and was ordered printed.

House Bill No. 27

Was read third time in full.

Mr. Fegan moved

That the Council resolve itself into a Committee of the Whole for the consideration of said bill.

Which motion prevailed.

So the Council resolved itself into a Committee of the Whole with Mr. Lane in the chair.

At 12 o'clock the committee arose and through its chairman reported progress and asked leave to sit again.

J. W. CLEVINGER,
Chairman Committee.

Mr. Fegan moved

That the Council do now take a recess of five minutes.

Which motion prevailed.

So the Council took a recess.

The time for which a recess was taken having expired the Council was called to order by the President.

The President appointed as Committee provided for by House Concurrent Resolution No. 10, Messrs. Pringey and Ross.

Mr. Ross moved

That the Council do now adjourn until 4 o'clock Monday, February 6.

Which motion prevailed.

So the Council adjourned.

ED L. DUNN,
Chief Clerk.

Approved February 6, 1893.

TWENTY-EIGHTH DAY.

GUTHRIE, O. T., February 6, 1893.

Council met pursuant to adjournment and was called to order by the Chief Clerk and Mr. Clevinger was elected Temporary President.

Roll call showed all present except:

Canon, Lane, McCredie, Pulliam and Mr. President, of whom Canon, Lane and McCredie afterward reported.

Journal of February 4 read and approved.

Mr. Ross of Cleveland county introduced

Council Concurrent Resolution No. 3. Providing for the employment of additional clerks.

Which resolution was laid over under the rules until 10 o'clock a. m. February 7.

Mr. Pitman introduced

Council Bill No. 73. Entitled an act amending Sections 1, 2 and 5 of chapter 20 of the Oklahoma Statutes.

Which bill was read first time by title and referred to the Committee on County Affairs.

Mr. Wrightsman of Pottawatomie county introduced

Council Bill No. 74. Entitled an act declaring vagrancy unlawful and providing penalties therefor.

Which bill was read first time by its title and referred to the Committee on County Affairs.

Mr. Wrightsman of Pottawatomie county introduced

Council Bill No. 75. Entitled an act relating to animals and amendatory of section 1 article 2 of chapter 3 of the Statutes of Oklahoma.

Which bill was read the first time by its title and referred to the Committee on Agriculture and Highways.

Mr. Wrightsman of Pottawatomie county introduced

Council Bill No. 76. Entitled an act relating to contracts and amendatory of section 9 of article 6 of Chapter 17 of the Statutes of Oklahoma.

Which bill was read the first time by its title and referred to the Committee on Judiciary.

Mr. Carswell of Canadian county introduced

Council Bill No. 77. Entitled an act for the creation of a railroad commission and for the regulation of fare, freights, and other matters,

warehousemen, telegraph companies and companies engaged in the public service.

Which bill was read first time by its title and referred to the Committee on Railroads and Corporations.

Mr. Pringey of Lincoln county introduced

Council Bill No. 78. Entitled an act to authorize cities, towns and villages to construct waterworks, and to repeal article 7 of chapter 16 of the general Statutes of Oklahoma.

Which bill was read first time by its title and referred to the Committee on Municipal Corporations.

Council Bill No. 37

Was made special order for 10 o'clock February 7.

The Committee on Judiciary reported on

Council Bill No. 20,

Council Bill No. 21 and

Council Bill No. 68

And recommended that the consideration of said bills be indefinitely postponed.

C. H. CARSWELL,
Chairman Committee.
JOHN M. CANON,
J. W. CLEVINGER,
O. R. FEGAN,
C. J. WRIGHTSMAN,

A message was received from the House transmitting

House Bill No. 1 and

House Bill No. 6,

As follows:

GUTHRIE, O. T., February 6, 1893.

Mr. President:

I am directed by the House to transmit to your honorable body

House Bill No. 1 and

House Bill No. 6,

Which the House has passed and respectfully ask your concurrence therein.

Very respectfully,
P. O. CASSIDY,
Chief Clerk.

Mr. Pitman then administered the oath of office to J. R. Caykendall as Assistant Enrolling and Engrossing Clerk.

Mr. Ross moved

That the Council do now resolve itself into a Committee of the Whole for the consideration of

Council Bill No. 43.

Which motion prevailed.

So the Council resolved itself into a Committee of the Whole with Mr. Ross in the chair.

At 5:30 o'clock the committee arose and, through its chairman, reported that they had had under consideration

Council Bill No. 43,

And, with sundry amendments, recommend that it do pass.

L. P. Ross,
Chairman of Committee.

Council Bill No. 43

Was then read second time by its title and made special order for 9:30 o'clock.

Council Bill No. 37

Was read second time by title.

Council Bill No. 22,

Council Bill No. 37 and

Council Bill No. 29

Were also read second time by title, and

Council Bill No. 22

Was made special order for February 7 at 2 o'clock.

Mr. Fegan moved

That the Council do now adjourn.

Which motion prevailed.

So the Council adjourned.

ED L. DUNN,
Chief Clerk.

Approved February 7, 1893.

TWENTY-NINTH DAY.

GUTHRIE, O. T., February 7, 1893.

Council met pursuant to adjournment and was called to order by the President pro tem.

Roll call showed all present except:

Messrs. Fegan, Pitman, Wrightsman and Mr. President, of whom Messrs. Fegan, Pitman and Wrightsman afterward reported.

Prayer by Chaplain Boggess.

Journal of February 6 read and approved.

Mr. Ross, of Cleveland county, introduced

Council Resolution No. 5, calling for the opinion of the Attorney General as to the legality of an act appropriating out of the Territorial Treasury a sum for contingent expenses of the Governor's office.

Which was read in full and laid on the table subject to call.

Mr. Pitman, of Oklahoma county, introduced

Council Bill No. 80, entitled an act to protect lands platted into resident tracts and additions to townsites from nuisances,

Which resolution was read first time and referred to the Committee on Municipal Corporations.

Mr. McCredie, of Oklahoma county, introduced

Council Bill No. 79, entitled an act to repeal section 5458 of the Statutes of Oklahoma Territory, relating to criminal procedure,

Which bill was read first time by title and referred to the Committee on Judiciary.

Mr. Ross introduced

Council Bill No. 81, entitled an act to provide for the hiring out and working of criminals for the purpose of discharging fines in misdemeanor cases.

Which bill was read first time by its title and referred to the Committee on County Affairs.

Mr. Shaffer moved

That the rules be suspended and that

Council Bill No. 43

Be considered engrossed, read the third time and placed upon its final passage.

The roll being called there were:

Yeas, 11.

Nays, 0.

Those voting in the affirmative were:

Canon, Carswell, Clevinger, Lane, McCredie, Pitman, Pringey, Pulliam, Ross, Shaffer and Wrightsman.

Council Bill No. 43

Was then read third time.

Shall the bill pass?

The roll being called there were:

Yeas, 12.

Nays, 0.

Those voting in the affirmative were:

Canon, Carswell, Clevinger, Fegan, Lane, McCredie, Pitman, Pringey, Pulliam, Ross, Shaffer and Wrightsman.

So the bill passed.

The title was agreed to.

Mr. Wrightsman moved that

Council Bill No. 37

Be recommitted to the Committee of the Whole with instructions to report the bill as amended as read by the clerk.

Which motion prevailed.

Mr. Wrightsman moved

That the Council do now resolve itself into a Committee of the Whole for the consideration of

Council Bill No. 37

To consider amendments as read by the Clerk.

Which motion prevailed.

So the Council resolved itself into a Committee of the Whole with Mr. Lane in the chair.

At 11:30 the committee arose and, through its chairman reported:

That they had under consideration

Council Bill No. 37,

And as amended, per instructions, recommend that it do pass.

J. P. LANE,
Chairman of Committee.

Mr. Wrightsman moved

That the rules be suspended, the bill be read the third time, considered engrossed and placed upon its final passage.

The roll being called there were:

Yeas, 11.

Nays, 1.

Those voting in the affirmative were:

Canon, Clevinger, Fegan, Lane, McCredie, Pitman, Pringey, Pulliam, Ross, Shaffer and Wrightsman.

Those voting in the negative were:

Mr. Carswell.

Council Bill No. 37

Was then read third time.

Shall the bill pass?

The roll being called there were:

Yeas, 11.

Nays, 1.

Those voting in the affirmative were:

Canon, Clevinger, Fegan, Lane, McCredie, Pitman, Pringey, Pulliam, Ross, Shaffer and Wrightsman.

Those voting in the negative were:

Mr. Carswell.

So the bill passed.

The title was agreed to.

Mr. Shaffer moved

That a recess be taken until 2 o'clock.

Which motion prevailed.

So the Council took a recess.

AFTERNOON SESSION.

The time for which a recess had been taken having expired, the Council was called to order by President pro tem.

Mr. Ross moved

That the Council do now resolve itself into Committee of the Whole for the consideration of

Council Bill No. 26.

Which motion prevailed.

So the Council resolved itself into a Committee of the Whole with Mr. Clevinger in the Chair.

At 2:45 the committee rose and through its chairman reported progress and asked leave to sit again.

J. W. CLEVINGER,
Chairman of Committee.

Mr. Ross moved

That the Council do now resolve itself into a Committee of the Whole for the consideration of

House Bill No. 27.

Which motion prevailed.

So the Council resolved itself into a Committee of the Whole with Mr. Ross in the chair.

At 3:40 the committee rose and, through its chairman, reported.

That they had had under consideration

House Bill No. 27

And recommend that it do pass.

L. P. Ross,
Chairman of Committee.

House Bill No. 27

Was then read second time and made special order for February 8 at 10 o'clock.

The following message was received from the House:

GUTHRIE, O. T., February 7, 1893.

Mr. President:

I am directed by the House to transmit to your honorable body

House Bill No. 49, An act to establish a floral emblem,

Which the House has passed and respectfully ask your concurrence.

P. O. CASSIDY,
Chief Clerk.

Mr. Fegan moved

That the rules be suspended, bill be read second time and referred to the Committee on Federal Relations.

The roll being called there were:

Yeas, 6.

Nays, 6.

Those voting in the affirmative were:

Canon, Clevinger, Fegan, McCredie, Pringey, Shaffer.

Those voting in the negative were:

Carswell, Lane, Pitman, Pulliam, Ross and Wrightsman.

The motion was lost.

Said bill was then referred to the Committee on Federal Relations.

The following message was received from the House:

GUTHRIE, O. T., February 7, 1893.

Mr. President:

I am directed by the House to transmit to your honorable body

House Concurrent Resolution No. 7,

Which has passed the House and respectfully ask your concurrence therein. Also .

House Concurrent Resolution No. 5,

Which has passed the House, and respectfully ask your concurrence therein.

Respectfully yours,
P. O. CASSIDY,
Chief Clerk.

House Concurrent Resolution No. 5

Was referred to the Committee on Roads and Highways.

House Concurrent Resolution No. 7

Was referred to the Committee on Federal Relations.

The following message was then received from the house:

GUTHRIE, O. T., February 7, 1893.

Mr. President:

I am directed by the House to transmit to your honorable body

House Bill No. 50. An act to legalize conveyances defectively acknowledged,

Which the House has passed, and respectfully ask your concurrence.

P. O. CASSIDY,
Chief Clerk.

Which bill was then read the first time and referred to the Committee on County Affairs.

Council Resolution No. 3

Was called up and made special order for February 8 at 10 o'clock.

Mr. Wrightsman then gave notice

That he would on February 8 introduce a resolution to amend the rules.

Mr. Ross moved

That Council Bill No 29

Be made special order for February 14 at 2 o'clock and be considered by the Council and not in the Committee of the Whole.

Mr. Fegan moved as an amendment to the motion of Mr. Ross

That the words "and be considered in the Council and not in the Committee of the Whole" be stricken out.

The roll being called there were;

Yeas, 7.

Nays, 5.

Those voting in the affirmative were:

Canon, Clevinger, Fegan, McCredie, Pringey, Pulliam and Shaffer.

Those voting in the negative were:

Carswell, Lane, Pitman, Ross and Wrightsman.

The question then recurred upon the original motion.

Which motion prevailed.

Council Bill No. 48

Was then read second time and made special order for 2 o'clock February 8.

Mr. Clevinger introduced

Council Bill No. 82. Entitled an act to amend section 2 of article 43 of chapter 70, entitled "Procedure Civil."

Which bill was then read first time by its title and referred to the Committee on Judiciary.

The President pro tem called Mr. Clevinger to the chair and called up amendments to

Joint Rule No. 8 and

Joint Rule No. 10.

Mr. Pulliam moved

That Joint Rule No. 8 be adopted.

Which motion prevailed.

Mr. Pulliam moved

That Joint Rule No. 10

Be indefinitely postponed.

Which motion prevailed.

Mr. Ross moved

That the Council do now adjourn.

Which motion prevailed.

So the Council adjourned.

ED. L. DUNN,
Chief Clerk.

Approved February 8, 1893.

THIRTIETH DAY.

GUTHRIE, O. T., February 8, 1893.

Council met pursuant to adjournment and was called to order by the President.

Roll call showed all members present except:
Carswell, Fegan, Pringey and Ross, who afterwards reported.

Prayer by Councilor Lane.

Journal of February 7 read and approved.

Mr. Wrightsman of Pottawatomie county introduced

Council Resolution No. 10, providing for appointment by the President of a committee of three for the purpose of investigating the disappearance of

Council Bill No. 37.

The roll being called there were.

Yeas, 8.

Nays, 0.

Those voting in the affirmative were:

Canon, Clevinger, Fegan, Lane, Pitman, Shaffer, Wrightsman and Mr. President.

So the resolution was adopted.

So the President appointed as members of such committee Messrs. Wrightsman, Clevinger and Pulliam.

Council Bill No. 59 and

Council Bill No. 66

Were read second time.

W. Wrightsman of Pottawatomie county introduced

Council Bill No. 83. Entitled an act declaring gaming illegal and providing penalties for violation thereof and repealing article 35 of chapter 25 of the Statutes of Oklahoma, entitled "Gaming."

Which bill was read first time by its title and made special order for February 9 at 10 o'clock.

Mr. Lane of Cleveland county introduced

Council Bill No. 84. Entitled a bill providing for separate free schools for the Territory of Oklahoma.

Which bill was then read the first time by its title and referred to the Committee on Education and ordered printed.

The Committee on County Affairs submitted the following report on Council Bill No. 81:

Mr. President:

Your committee on County Affairs, to whom was referred

Council Bill No. 81, an act to provide for the hiring out and working of convicts for the purpose of discharging fines in misdemeanor cases,

Beg leave to report that they have considered the same and recommend that it do pass.

J. P. LANE,
Chairman of Committee.

J. M. CANON,
C. J. WRIGHTSMAN,
HUGH MCCREDIE,
L. P. ROSS.

Said bill was ordered printed.

Mr. Pulliam of Logan county introduced

Council Bill No. 85. Entitled an act relating to roads, highway's and bridges.

Which bill was read the first time by its title, referred to the Committee on Roads and Highways, with the request that the Committee report at their earliest convenience, and was ordered printed.

The Committee on Federal Relations submitted the following report on House Bill No 1:

Mr. President:

Your Committee on Federal Relations would most respectfully report that we have had under consideration

House Bill No. 1

And we find that the Council has passed a bill to the same effect.

J. W. CLEVINGER,
Chairman of Committee.

L. G. PITMAN,
J. P. LANE,
JOHN M. CANON.

Said committee, through its chairman, asked that a conference committee be appointed for the further consideration of said bill.

The President appointed as the Council members of said conference committee:

Messrs. Clevinger, Fegan and Pitman.

The Committee on Municipal Corporations submitted the following report on

Council Bill No. 78:

Mr. President:

Your Committee on Municipal Corporations, to whom was referred

Council Bill No. 78, an act to authorize cities and towns to construct waterworks and to repeal article 7 of chapter 16 of the Oklahoma Statutes,

Beg leave to report the same and recommend that it do pass.

O. R. FEGAN,
Chairman of Committee.

J. J. SHAFFER,
H. MCCREDIE,
F. S. PULLIAM,
L. P. ROSS.

The Committee on Federal Relations submitted the following report on House Bill No. 49:

Mr. President:

We, your Committee on Federal Relations, to whom was referred House Bill No. 49,

Would respectfully report that we have examined the bill and recommend that it do pass.

J. W. CLEVINGER,
Chairman of Committee.

L. G. PITMAN,

O. R. FEGAN,

J. P. LANE,

JOHN M. CANON.

Said bill was then read second time by its title.

Mr. Pitman moved

That said bill be made special order for 7:30 o'clock this evening.

Which motion prevailed.

Council Bill No. 78

Was then read second time by its title and made special order for 2 o'clock, February 9.

Council Resolution No. 6

Was then called up and Mr. Wrightsman moved

Its adoption.

Which motion was lost.

The Committee on Municipal Corporations then submitted the following report on

Council Bill No. 80:

Mr. President:

We, your Committee on Municipal Corporations, to whom was referred

Council Bill No. 80, an act to protect lands platted into residence tracts and additions from nuisances,

Beg leave to report that we have carefully considered the same and recommend that it do pass.

O. R. FEGAN,
Chairman of Committee.

J. J. SHAFFER,

L. P. ROSS,

HUGH MCCREDIE,

F. S. PULLIAM.

Said bill was then read the second time and made special order for February 9 at 11 o'clock.

Mr. Pitman moved

That the Council now go into Committee of the Whole for the further consideration of

Council Bill No. 26.

Which motion prevailed.

So the Council resolved itself into Committee of the Whole, with Mr. Wrightsman in the chair.

At 10:45 o'clock the committee rose and, through its chairman reported that they had had under consideration

Council bill No. 26,
And recommend that it do pass.

C. J. WRIGHTSMAN,
Chairman of Committee.

Mr. Pitman moved

That the rules be suspended, the bill be considered engrossed, read third time and placed upon its final passage.

Mr. Canon moved

As a substitute that the bill be recommitted to the Committee of the Whole to be amended as follows:

"Provided, That nothing contained in this act shall effect the term or terms of office of any city officer elected at the last city election."

The roll being called there were:

Yeas, 5.

Nays, 8.

Those voting in the affirmative were:

Canon, Fegan, McCredie, Pringey and Mr. President.

Those voting in the negative were:

Carswell, Clevinger, Lane, Pitman, Pulliam, Ross, Shaffer and Wrightsman.

The substitute was lost.

The vote recurring on the original motion, and the roll being called there were:

Yeas, 9.

Nays, 3.

Those voting in the affirmative were:

Carswell, Clevinger, Lane, Pitman, Pulliam, Ross, Shaffer, Wrightsman and Mr. President.

Those voting in the negative were:

Canon, McCredie and Pringey.

The roll was then read third time in full.

Shall the bill pass?

The roll being called there were:

Yeas, 8.

Nays, 5.

Those voting in the affirmative were:

Carswell, Clevinger, Lane, Pitman, Pulliam, Ross, Shaffer and Wrightsman.

Those voting in the negative were:

Canon, Fegan, McCredie, Pringey and Mr. President.

So the bill passed.

The title was agreed to.

House Bill No. 27

Was then read third time.

Mr. Lane moved

That action on

House Bill No. 27

Be postponed for nine days.

The roll being called there were:

Yeas, 5.

Nays, 8.

Those voting in the affirmative were:

Carswell, Lane, Ross, Wrightsman and Mr. President.

Those voting in the negative were:

Canon, Clevinger, Fegan, McCredie, Pitman, Pringey, Pulliam and Shaffer.

So the motion was lost.

Mr. Lane moved

To suspend action on the bill for five days.

The roll being called there were:

Yeas, 3.

Nays, 10.

Those voting in the affirmative were:

Carswell, Lane and Mr. President.

Those voting in the negative were:

Canon, Clevinger, Fegan, McCredie, Pitman, Pringey, Pulliam, Ross, Shaffer and Wrightsman.

So the motion was lost.

Mr. Fegan moved

That the rules be suspended. the bill be considered engrossed and placed upon its final passage.

The roll being called there were:

Yeas, 9.

Nays, 4.

Those voting in the affirmative were:

Canon, Clevinger, Fegan, McCredie, Pitman, Pringey, Pulliam, Shaffer, and Mr. President.

Those voting in the negative were:

Carswell, Lane, Ross and Wrightsman.

Shall the bill pass?

The roll being called there were:

Yeas, 11.

Nays, 2.

Those voting in the affirmative were:

Canon, Clevinger, Fegan, McCredie, Pitman, Pringey, Pulliam, Ross, Shaffer, Wrightsman and Mr. President.

Those voting in the negative were:

Carswell and Lane.

So the bill passed.

The title was agreed to.

Council Resolution No. 3

Was then taken up for consideration.

Mr. Clevinger moved

That the resolution be so amended as to read, "one clerk for the Committee on Enrolled and Engrossed Bills and on Federal Relations, to be appointed by the President."

A message was received from the House transmitting
House Joint Resolution No. 4.

Which message was read as follows:

GUTHRIE, O. T., February 8, 1893.

Mr. President:

I am directed by the House to transmit to your honorable body
House Joint Resolution No. 4,
Which has passed the House, and respectfully ask your concurrence
therein.

Yours truly,
P. O. CASSIDY,
Chief Clerk.

Roll call was demanded on the amendment of Mr. Clevinger.

Mr. Fegan then demanded

A call of the House.

The call of the House showed all present.

Upon the call of the roll on the amendment of Mr. Clevinger there
were:

Yeas, 9.

Nays, 4.

Those voting in the affirmative were:

Canon, Carswell, Clevinger, McCredie, Pitman, Pulliam, Ross, Shaffer
and Mr. President.

Those voting in the negative were:

Fegan, Lane, Pringey and Wrightsman.

Mr. McCredie moved

That the resolution be so amended as to include all of the committees
now having no clerk, when deemed necessary by the committee.

The roll being called there were:

Yeas, 11.

Nays, 2.

Those voting in the affirmative were:

Canon, Carswell, Clevinger, Fegan, Lane, McCredie, Pitman, Pringey,
Pulliam, Shaffer and Wrightsman.

Those voting in the negative were:

Ross and Mr. President.

The vote recurring upon the original resolution and upon call of the
roll there were:

Yeas, 11.

Nays, 1.

Those voting in the affirmative were:

Canon, Carswell, Clevinger, Fegan, Lane, McCredie, Pringey, Pulliam,
Ross, Shaffer and Mr. President.

Those voting in the negative were:

Mr. Wrightsman.

Present but not voting:

Mr. Pitman.

Mr. Clevinger moved

That the Council now take a recess until 2 o'clock.

Which motion prevailed.

So the Council took a recess.

AFTERNOON SESSION.

The time having expired for which a recess was taken

The Council was called to order by the President.

Mr. Fegan moved

That Council Bill No. 48 be recommitted to the Committee on Railroads and Corporations.

Mr. Carswell moved as an amendment,

That the Council do now resolve itself into the Committee of the Whole for consideration of

Council Bill No. 48.

Which amendment was lost.

The vote now recurred on the motion of Mr. Fegan.

Which motion prevailed.

Mr. Ross moved

That the Council do now resolve itself into Committee of the Whole for consideration of

Council Bill No. 78.

Which motion prevailed.

So the Council resolved itself into the Committee of the Whole with Mr. Pitman in the chair.

At 2:35 the committee rose and through its chairman reported that they had had under consideration

Council Bill No. 78,

And recommend that it do pass.

Mr. Fegan moved

That the rules be suspended, an emergency be declared to exist, that the bill be considered engrossed, read the third time and placed upon its passage.

The roll being called there were

Yeas 13,

Nays none.

Those voting in the affirmative were:

Canon, Carswell, Clevinger, Fegan, Lane, McCredie, Pitman, Pringley, Pulliam, Ross, Shaffer, Wrightsman, Mr. President.

Shall the bill pass?

The roll being called there were

Yeas 13,

Nays none.

Those voting in the affirmative were:

Canon, Carswell, Clevinger, Fegan, Lane, McCredie, Pitman, Pulliam, Pringley, Ross, Shaffer, Wrightsman, Mr. President.

So the bill passed.

The title was agreed to.

Mr. Fegan moved

That the Council proceed to the consideration of
House Bill No. 49.

Which motion prevailed.

Mr. Ross moved

That in consideration of said bill debate be limited to three and a
half minutes on each side.

Which motion prevailed.

Mr. Fegan moved

That the rules be suspended, the bill be considered engrossed, read
the third time and placed upon its final passage.

The previous question was then called.

The roll being called there were

Yeas, 10,

Nays, 2.

Those voting in the affirmative were:

Canon, Carswell, Clevinger, Fegan, Lane, McCredie, Pitman, Pringey,
Pulliam, Shaffer.

Those voting in the negative were:

Ross, Mr. President.

The vote recurred upon the original motion.

The roll being called there were:

Yeas, 13,

Nays, 0.

Those voting in the affirmative were:

Canon, Carswell, Clevinger, Lane, McCredie, Pitman, Pringey, Pulliam,
Ross, Shaffer, Wrightsman, Mr. President.

Shall the bill pass?

The roll being called there were

Yeas, 10,

Nays, 3.

Those voting in the affirmative were:

Canon, Carswell, Clevinger, Fegan, Lane, Pitman, Pulliam, Ross,
Shaffer, Wrightsman.

Those voting in the negative were:

McCredie, Pringey, Mr. President.

So the bill passed.

The title was agreed to.

Mr. Ross moved

That the Council resolve itself into a Committee of the Whole for the
consideration of

Council Bill No. 59.

Which motion prevailed.

So the Council resolved itself into a Committee of the Whole with
Mr. McCredie in the chair.

At 4:30 the committee rose and through its chairman

Reported progress

And asked leave to sit again.

The Committee on Judiciary submitted the following report on Council Bill No. 64:

The Committee on Judiciary having had Council Bill No. 64

Under consideration respectfully recommend the passage of the bill.

C. H. CARSWELL,
Chairman Committee.

J. W. CLEVINGER.

O. R. FEGAN.

J. M. CANON.

C. J. WRIGHTSMAN.

Said bill was then read second time by its title.

Mr. Fegan moved

That the Council do now adjourn.

Which motion prevailed.

So the Council adjourned.

ED L. DUNN,
Chief Clerk.

Approved February 9, 1893.

THIRTY-FIRST DAY.

GUTHRIE, O. T., February 9, 1893.

Council met pursuant to adjournment and was called to order by the President.

Roll call showed all present except
Carswell, Clevinger and McCredie,
Who afterwards reported.

Prayer by Chaplain Boggess.

Journal of February 8 read and approved.

Mr. Lane filed the following explanation of his vote upon

House Bill No. 49, providing for the emblem of the Territory of Oklahoma:

That he voted "aye" in order to get rid of the bill, in order to clear the way for more important business.

Mr. Clevinger explained his vote upon the same bill as follows:

Mr. President:

In voting for House Bill No. 49, I do so under protest, as I do not believe that our valuable time should be taken up in such frivolous business; I think that we could spend our time to better advantage by looking after the business properly coming before us.

Mr. Pulliam arose to a question of personal privilege upon an article which appeared in the Oklahoma Daily State Capital of February 8.

Mr. Fegan moved

That the Council do now go into executive session upon a Message from the governor.

Which motion prevailed.

At 10:10 the executive session rose

And reported that the Council had confirmed the following nominations by the governor.

Charles P. Wickmiller of Kingfisher county, and Albert F. Masterman of Canadian county, as members of the Territorial Board of Pharmaceutical Examiners for the term of two years.

Mr. President and Mr. McCredie were excused for the balance of the forenoon, and Mr. Fegan was by the President called to the chair.

Council Bill No. 52

Was then read a third time.

Mr. Wrightsman moved

That Council Bill No. 52

Be recommitted to the Committee of the Whole

With instructions to strike out in line 14 the words "75 cents" and insert in lieu thereof the words "50 cents."

And in lines 21 and 22 strike out the following words: "For attending jail when occupied by prisoner or prisoners, two dollars per day."

Also in line 31, strike out the words "Court of record," and insert in lieu thereof the words, "District court."

And insert after the words "Two dollars and fifty cents per day," the following words: "To be paid out of the county treasury."

And in section 2 in line 7, after the word "instituted," insert the following: "And provided further, that the total amount of criminal fees allowed to the sheriff shall in no case, when added to the fees collected by them make their annual salary exceed the following amounts:

Sheriffs in counties of five thousand inhabitants or less, twelve hundred dollars.

In counties from five to ten thousand inhabitants, two thousand five hundred dollars.

In counties of from ten thousand to fifteen thousand inhabitants, three thousand dollars.

In counties of from fifteen thousand inhabitants to thirty thousand inhabitants, three thousand five hundred dollars.

Mr. Pitman moved

To recommit said bill to the Committee of the Whole with instructions to strike out section 2 entire.

The roll being called there were:

Yeas, 3.

Nays, 9.

Those voting in the affirmative were:

Pitman, Pulliam, Wrightsman.

Those voting in the negative were:

Canon, Carswell, Clevinger, Fegan, Lane, Pringey, Ross, Shaffer Mr. President.

So the motion was lost.

The vote recurring upon the fourth sub-division of the amendment offered by Mr. Wrightsman,

And the roll being called there were;

Yeas, 4.

Nays, 8.

Those voting in the affirmative were:

Lane, Pitman, Pulliam, Wrightsman.

Those voting in the negative were:

Canon, Carswell, Clevinger, Fegan, Pringey, Ross, Shaffer, Mr. President.

So the fourth sub-division of the amendment was lost.

Mr. Pitman moved

To recommit the bill to the Committee of the Whole with instructions to strike out in line 4 of said section the following words: "Constables, justices of the peace, witnesses of the Territory."

The roll being called there were,

Yeas, 5.

Nays, 7.

Those voting in the affirmative were:

Lane, Pitman, Pulliam, Wrightsman, Mr. President.

Those voting in the negative were:

Canon, Carswell, Clevinger, Fegan, Pringey, Ross, Shaffer.

So the motion was lost.

The vote recurring on the third sub-division the amendment offered and the

Roll being called there were,

Yeas, 4.

Nays, 7.

Those voting in the affirmative were:

Lane, Pitman, Pulliam, Wrightsman.

Those voting in the negative were:

Canon, Carswell, Fegan, Pringey, Ross, Shaffer, Mr. President.

So the third sub-division of said amendment was lost.

Mr. Ross moved

As an amendment to the amendment offered by Mr. Wrightsman by inserting in line 21 of said section after the word "for" the words "a jailer for," so as to read "for a jailer for attending jail when occupied by prisoner or prisoners two dollars per day," also by inserting after the word "day," in line 22, the following: "And it is hereby made the duty of sheriffs to keep a jailer in attendance at the jail at all hours of the day when occupied by prisoners."

Mr. Clevinger moved

That the Council do now take a recess until 2 o'clock.

Which motion prevailed.

So the Council took a recess.

AFTERNOON SESSION.

The time for which an adjournment was taken having expired the Council was called to order by the President.

Mr. Fegan was then called to the chair by the President.

The question recurred upon the amendment offered by Mr. Ross and the roll being called there were:

Yeas, 9.

Nays 3.

Those voting in the affirmative were:

Canon, Carswell, Clevinger, Fegan, McCredie, Ross, Shaffer, Wrightsman and Mr. President.

Those voting in the negative were:

Pitman, Pringey and Pulliam.

Mr. Lane present but not voting.

Mr. Canon then moved

To reconsider the vote to recommit on the amendment of Mr. Ross.

Which motion prevailed.

Mr. Canon then moved

As a substitute for all pending amendments that the bill be recommitted to a committee of five members, to be appointed by the President of the Council, to draft a fee and salary bill for all Territorial county and township officers.

The roll being called there were:

Yeas, 12.

Nays, 1.

Those voting in the affirmative were:

Canon, Carswell, Clevinger, Fegan, Lane, Pitman, Pringey, Pulliam, Ross, Shaffer, Wrightsman and Mr. President.

Those voting in the negative were:

Mr. McCredie.

The President of the Council appointed as members of said committee:

Messrs. Canon, Ross, McCartney, Pringey and Pitman.

Council Bill No. 83

Was then read the second time:

Mr. Wrightsman moved

That the bill be engrossed and made special order for February 10 at 10 o'clock.

Which motion prevailed.

Council Bill No. 80

Was then read the third time in full.

Mr. Pitman moved

That the rules be suspended, the bill be considered engrossed and placed upon its final passage.

The roll being called there were:

Yeas, 12.

Nays, 1.

Those voting in the affirmative were:

Canon, Carswell, Clevinger, Fegan, Lane, McCredie, Pitman, Pringey, Pulliam, Ross, Shaffer and Wrightsman.

Those voting in the negative:

Mr. President,

Shall the bill pass?

The roll being called there were:

Yeas, 12.

Nays, 1.

Those voting in the affirmative were:

Canon, Carswell, Clevinger, Fegan, Lane, McCredie, Pitman, Pringey, Pulliam, Ross, Shaffer and Wrightsman.

Those voting in the negative.

Mr. President.

So the bill passed.

The title was agreed to.

The Committee on Enrolled and Engrossed Bills reported as follows on

House Bill No. 27 and

House Bill No. 49:

Mr. President:

Your Joint Committee on Enrolled and Engrossed Bills beg leave to report that we have examined

House Bill No. 27, an act pertaining to location of county seats. Also

House Bill No. 49, an act to establish a floral emblem,

And find them correctly enrolled.

JAMES K. ALLEN,
Chairman on Part of House.
J. W. CLEVINGER,
Chairman of Committee.
F. S. PULLIAM,
On Part of Council.

And the President then signed
House Bill No. 27 and
House Bill No. 49

In the presence of the Council and they were then transmitted to the House.

Mr. Pringey of Lincoln county introduced
Council Bill No. 86. Entitled a lien for keeping or training horses and other animals.

Which bill was read first time and referred to the Committee on Agriculture and Highways.

Mr. Canon of Canadian county introduced
Council Bill No. 87. Entitled an act to establish free libraries and reading rooms in townships of 1,000 population.

Which bill was read first time and referred to Committee on Education.

Mr. Canon of Canadian county introduced
Council Bill No. 88. Entitled an act to provide for the selection of a depository for county and Territorial funds.

Which bill was read first time and referred to the Committee on Ways and Means.

The Committee on Ways and Means then submitted the following report:

Mr. President:

We, your Committee on Ways and Means, have had under consideration

Council Bill No. 72,
And recommend that it do pass.

J. C. Pringey,
Chairman of Committee.
J. P. LANE,
JOHN M. CANON,
O. R. FEGAN,

Which bill was then read second time by title.

The Committee on County Affairs reported on
Council Bill No. 73, entitled "an act amending sections 1, 2 and 5 of chapter 20 of the Oklahoma Statutes"

By reporting therefor
Council Bill No. 89, entitled "a substitute for Council Bill No. 73,"
And recommend that it do pass.

Which bill was read first time by title.

Mr. Pitman then moved
• That the Council do now resolve itself into Committee of the Whole on general order of the day.

Which motion prevailed.

So the Council resolved itself into a Committee of the Whole with Mr. Pitman in the chair.

At 5 o'clock the committee rose and through its chairman reported progress and asked to sit again.

L. G. PITMAN,
Chairman of Committee.

The following message was received from the House:

GUTHRIE, O. T., February 9, 1893.

Mr. President:

I am directed by the House to transmit to your honorable body
Council Concurrent Resolution No. 8

With the information that the House did not concur in said resolution.

Very respectfully,

P. O. CASSIDY,
Chief Clerk.

Council Bill No. 64

Was then read third time.

On motion of Mr. Wrightsman

Said bill was made special order for 10 o'clock February 10.

Mr. Lane moved

That a recess be taken until 7 o'clock this evening.

Which motion was lost.

Mr. Clevinger moved

That the Council do now adjourn.

Which motion prevailed.

So the Council adjourned.

ED. L. DUNN,
Chief Clerk.

Approved February 10, 1893.

THIRTY-SECOND DAY.

GUTHRIE, O. T., February 10, 1893.

Council met pursuant to adjournment and was called to order by the President.

Roll call showed all present except:

Messrs. Pitman, Ross, Wrightsman and Mr. President, who afterwards reported.

Prayer by Chaplain Boggess.

Journal of February 9 read and approved.

Mr. Fegan moved

That the Council resolve itself into Committee of the Whole for the consideration of

Council Bill No. 72,

Which motion prevailed.

So the Council resolved itself into Committee of the Whole with Mr. Carswell in the chair.

At 11:15 the Committee rose and through its chairman reported progress in consideration of

Council Bill No. 72.

C. H. CARSWELL,
Chairman of Committee.

A message was received from the House transmitting
House Resolution No. 9.

GUTHRIE, February 9, 1893.

Mr. President:

I am directed by the House to transmit to your honorable body
House Concurrent Resolution No. 9,

Which the House has passed, and respectfully ask your concurrence therein.

Truly yours,
P. O. CASSIDY,
Chief Clerk.

Which resolution was read in full.

Mr. Ross moved

That the resolution lay on the table until February 14.

Which motion prevailed.

The following message was received from the House:

GUTHRIE, February 9, 1893.

Mr. President:

I am directed by the House to transmit to your honorable body
House Concurrent Resolution No. 10 and
House Concurrent Resolution No. 11,
And respectfully ask your concurrence therein.

Truly yours,
P. O. CASSIDY,
Chief Clerk.

Which resolutions were read in full.

House Concurrent Resolution No. 10

Was referred to the Committee on Ways and Means with instructions to report February 13 at 10 o'clock.

House Concurrent Resolution No. 11

Was referred to Committee on Municipal Corporations with instructions to report February 13 at 2 o'clock.

The following message was received from the House.

GUTHRIE, February 9, 1893.

Mr. President:

I am directed by the House to transmit to your honorable body,
House Bill No. 48,

Which has passed the House, and respectfully ask your concurrence therein.

Truly yours,
P. O. CASSIDY,
Chief Clerk.

Said bill was read first time by title and referred to the Committee on Agriculture and Highways.

Mr. Fegan, of Logan county, introduced
Council Bill No. 90, entitled "an act to regulate the admission and practice of attorneys and counselors at law."

Which bill was read first time by title and referred to the Committee on Judiciary.

Mr. Wrightsman moved
That a recess be taken until 2 o'clock.

Which motion prevailed.

So the Council took a recess.

AFTERNOON SESSION.

The time having expire for which a recess was taken, the Council was called to order by the President pro tem.

Mr. Fegan moved

That the Council resolve itself into a Committee of the Whole for the consideration of

Council Bill No. 72.

Which motion prevailed.

So the Council resolved itself into a Committee of the Whole with Mr. Carswell in the chair.

At 2:40 o'clock the committee rose and through its chairman reported that they had had under consideration

Council Bill No. 72

And, as amended, recommend that it do pass.

C. H. CARSWELL,
Chairman of Committee.

Mr. Fegan moved

That the rules be suspended, the bill be considered engrossed, read the third time and placed upon its final passage.

The roll being called there were:

Yeas, 10.

Nays, 3.

Those voting in the affirmative were:

Canon, Clevinger, Fegan, Lane, McCredie, Pitman, Pringey, Pulliam, Shaffer and Wrightsman.

Those voting in the negative were.

Carswell, Ross and Mr. President.

Shall the bill pass?

Messrs. Pitman and Wrightsman were paired on this bill.

Those voting in the affirmative were:

Canon, Clevinger, Fegan, Lane, McCredie, Pringey, Pulliam, Shaffer.

Those voting in the negative were:

Carswell, Ross and Mr. President.

So the bill passed.

The title was agreed to.

Mr. Ross explained his vote as follows:

Mr. President:

I vote against this bill because I am opposed to making the poor man who is compelled to borrow money pay taxes both upon the money borrowed and upon the mortgage—as the mortgage represents as much money owned by the mortgagee—I think he, the mortgagee, should pay the taxes on the mortgage.

The following message was received from the House:

GUTHRIE, O. T., February 10, 1893.

Mr. President:

I am directed by the House to transmit to your honorable body

House Joint Resolution No. 12,

Which the House has passed, and respectfully ask your concurrence therein.

Truly yours,

P. O. CASSIDY,

Chief Clerk.

Which resolution was then read in full and laid over under the rules.

Mr. Ross moved

That the Council do now resolve itself into Committee of the Whole for the consideration of

Council Bill No. 66.

Which motion prevailed.

So the Council resolved itself into a Committee of the Whole with Mr. Fegan in the chair.

At 4:45 the Committee rose and through its chairman reported progress and asked leave to sit again.

HUGH MCCREDIE,
Chairman of Committee.

Mr. Wrightsman, of Pottawatomie county, introduced

Council Bill No. 91, entitled "an act providing for the organization and registration of banks and prescribing a penalty for the violation of the same."

Which bill was read first time by its title and referred to the Commit-

tee on Municipal Corporations.

Mr. Canon, of Canadian county, introduced

Council Bill No. 92, entitled "an act creating the offices of County Treasurer, Register of Deeds and County Coroner and prescribing their duties."

Which bill was read first time by title and referred to Committee on County Affairs.

Mr. Lane, of Cleveland county, introduced

Council Bill No. 93, entitled "an act to amend section 2 of article 1 of chapter 75, 'an act to provide for raising and collecting revenues'."

Which bill was read first time by its title and referred to Committee on County Affairs.

Mr. Lane, of Cleveland county, introduced

Council Bill No. 94, entitled "an act to encourage the planting of fruit trees."

Which bill was read first time by title and referred to Committee on Agriculture and Highways.

Mr. Pulliam moved

That the Council do now adjourn.

Which motion prevailed.

So the Council adjourned.

ED. L. DUNN,
Chief Clerk.

Approved February 11, 1893.

THIRTY-THIRD DAY.

GUTHRIE, O. T., February 11, 1893.

Council met pursuant to adjournment and was called to order by the President.

Roll call showed all present except

Pringey, Fegan, and Ross.

Of whom Fegan afterward appeared.

Prayer by Chaplain Boggess.

Journal of February 10 was read and approved.

Mr. Shaffer of Payne county introduced

Council Bill No. 95, entitled an act to amend an act entitled an act to locate and establish an agricultural and mechanical college in Payne county, which bill was read first time by its title and referred to the Committee on Public Institutions.

Mr. President called Mr. Shaffer to the chair and Mr. McCartney was then excused until February 13, at 10 o'clock.

Mr. Wrightsman moved

That the Council do now resolve itself into a Committee of the Whole for the consideration of

Council Bill No. 64.

Which motion prevailed.

So the Council resolved itself into Committee of the Whole with Mr. Clevinger in the chair.

At 10:10 the committee rose and through its chairman reported that they had had under consideration

Council Bill No. 64,

Report progress and ask leave to sit again.

J. W. CLEVINGER,
Chairman of Committee.

Said bill was made a special order for February 14, at 2 o'clock.

The Committee on Agriculture and Highways report as follows, on Council Bill No. 94.

Mr. President:

Your Committee on Agriculture and Highways have had under consideration

Council Bill No. 94, an act to encourage the planting of fruit trees, And herewith return the same with recommendation that it do pass.

JOHN M. CANON,
Chairman Committee.
C. H. CARSWELL.
C. J. WRIGHTSMAN.
J. J. SHAFFER.

Said bill was read second time and ordered printed.

The Committee on Federal Relations submitted the following report on House Joint Resolution No. 4:

Mr. President:

Your Committee on Federal Relations to whom was referred House Joint Resolution No. 4,

And we would most respectfully recommend that it do pass.

J. W. CLEVINGER,
Chairman Committee.
L. G. PITMAN.
JOHN M. CANON.
J. P. LANE.

The Committee on Federal Relations submitted the following report on House Concurrent Resolution No. 7.

Mr. President:

We your Committee on Federal Relations having had under consideration

House Concurrent Resolution No. 7,

Report that we have examined the resolution and recommend that the Council concur therein.

Respectfully submitted,

J. W. CLEVINGER,
Chairman Committee.
L. G. PITMAN.
JOHN M. CANON.
J. P. LANE.

Mr. Clevinger moved

That the Council concur in

House Joint Resolution No. 4.

The roll being called there were,

Yeas, 8.

Nays, 0.

Those voting in the affirmative were:

Canon, Carswell, Clevinger, Fegan, Pitman, Pulliam, Shaffer.

So the resolution was concurred in.

Mr. Clevinger moved

That House Concurrent Resolution No. 7 be concurred in by the Council.

The roll being called there were,

Yeas, 8.

Nays, 0.

Those voting in the affirmative were:

Canon, Carswell, Clevinger, Fegan, Lane, Pitman, Pulliam, Shaffer.

So the resolution was concurred in.

The Committee on Federal Relations submitted the following report on House Concurrent Resolution No. 2.

Mr. President:

We, your Committee on Federal Relations, to whom was referred House Concurrent Resolution No. 2,

Beg leave to report that we have carefully considered the same, and recommend that it be concurred in.

J. W. CLEVINGER,
Chairman Committee.
O. R. FEGAN.
L. G. PITMAN.
J. P. LANE.

Mr. Clevinger moved

That House Concurrent Resolution be concurred in.

The roll being called there were:

Yeas, 9.

Nays, 0.

Those voting in the affirmative were:

Canon, Carswell, Clevinger, Fegan, Lane, Pitman, Pulliam, Shaffer, Wrightsman.

So the resolution was concurred in.

The following message was received from the Governor:

EXECUTIVE DEPARTMENT

GUTHRIE, O. T., February 11, 1893.

To the President of the Council and Speaker of the House of Representatives, Guthrie, O. T.:

Gentlemen: I shall leave the city to-day at 1 o'clock p. m., and be absent until 4 o'clock p. m., Monday, the 13th instant. Should you have any communication you desire to submit for my consideration, I would be pleased to receive it before noon to-day.

Very respectfully,

A. J. SEAY,
Governor.

Mr. Clevinger moved

That the Council do now adjourn until 4 o'clock, Monday, February 13.

Which motion prevailed.

So the Council adjourned.

ED L. DUNN,
Chief Clerk.

Approved February 13, 1893.

THIRTY-FIFTH DAY.

GUTHRIE, O. T., February 13, 1893.

Council met pursuant to adjournment at 4 o'clock and was called to order by the President.

Roll call showed all present except:

Mr. Pringey.

Prayer by Councilor Pulliam.

Journal of February 11 read and approved.

The following message was received from the House, transmitting House Joint Resolution No. 5,

Memorializing congress regarding a railroad and wagon bridge at Lexington, O. T.

GUTHRIE, February 11, 1893.

Mr. President:

I am directed to transmit to your honorable body

House Joint Resolution No. 5,

Which the House has passed, and respectfully ask your concurrence therein.

Truly yours,

P. O. CASSIDY,

Chief Clerk.

Said resolution was read in full and referred to the Committee on Federal Relations.

Mr. Clevinger of the First district introduced

Council Bill No. 96. Entitled an act to repeal sections 4726 and 4788 of article 25 of chapter 70, entitled "Procedure Civil."

Which bill was read first time by its title and referred to the Committee on Judiciary.

Mr. Clevinger of Arapaho county also introduced

Council Bill No. 97. Entitled an act to amend sections 3 and 9 and to repeal sections 3, 5, 6, 7, 8 and 9 of article 2 of chapter 49 of the Statutes of Oklahoma, entitled "Liens," and to make additional provisions concerning "mechanic's liens."

Said bill was read first time by its title and referred to the Committee on Judiciary.

Council Bill No. 83

Was then read third time and placed upon its final passage.

Shall the bill pass?

The roll being called there were:

Yeas, 10.

Nays, 2.

Those voting in the affirmative were:

Clevinger, Fegan, Lane, McCredie, Pitman, Pulliam, Ross, Shaffer, Wrightsman and Mr. President.

Those voting in the negative were:

Canon and Carswell.

So the bill passed.

The title was agreed to.

Council Bill No. 61

Was read second time.

Mr. Ross moved

That the Council do now resolve itself into Committee of the Whole for the consideration of

Council Bill No. 61,

Which motion prevailed.

So the Council resolved itself into Committee of the Whole, with Mr. Fegan in the chair.

At 5 o'clock the committee rose and through their chairman reported progress and asked leave to sit again.

O. R. FEGAN
Chairman of Committee.

Mr. Wrightsman moved

That the Council do now adjourn until 7:30 o'clock this evening.

Pending which motion Mr. Pulliam moved

That the Council do now adjourn.

The roll being called there were:

Yeas, 7.

Nays, 5.

Those voting in the affirmative were:

Canon, Carswell, Clevinger, Fegan, McCredie, Pulliam and Shaffer.

Those voting in the negative were:

Lane, Pittman, Ross, Wrightsman and Mr. President.

So the motion prevailed.

So the Council adjourned.

ED L. DUNN,
Chief Clerk.

Approved February 14, 1893.

THIRTY-SIXTH DAY.

GUTHRIE, O. T., February 14, 1893.

Council met pursuant to adjournment and was called to order by the President.

Roll call showed all present except:

Messrs. Carswell, Fegan, Lane and Pringey, who afterwards reported.

Prayer by Chaplain Bogges.

Journal of February 13 read and approved.

Council Bill No. 81

Was read second time by title.

Mr. Ross moved

That the Council do now go into Committee of the Whole for the consideration of

Council Bill No. 81.

Which motion prevailed.

So the Council resolved itself into Committee of the Whole, with Mr. Clevinger in the chair.

At 12.15 the committee arose and through its chairman reported progress and asked leave to sit again.

J. W. CLEVINGER,
Chairman of Committee.

The following message was received from the Secretary of the Territory, transmitting a message from the Vice-President of the United States:

SECRETARY'S OFFICE,
GUTHRIE, O. T., February 14, 1893.

President of Council:

SIR—I herewith transmit to you letter from the Vice-President of the United States, which explains itself.

ROBERT MARTIN,
Secretary Territory.

The following message from the Vice-President of the United States was the subject of transmission, as above:

VICE-PRESIDENT'S CHAMBER,
WASHINGTON, D. C., February 8, 1883.

Robert Martin, Esq., Secretary, Guthrie, O. T.:

SIR—The Vice-President directs me to acknowledge the receipt of Joint Resolution of the Legislative Assembly of the Territory of Oklahoma and say that the same will be laid before the Senate.

Very respectfully,
WILLIAM WUSHAUPT,
Private Secretary.

Which message was made a part of the records of the Council.

Mr. Pitman moved

That the Council do now take a recess until 2 o'clock.

Which motion prevailed.

So the Council took a recess.

AFTERNOON SESSION.

The time having expired for which a recess was taken the Council was called to order by the President pro tem.

Mr. Wrightsman of Pottawatomie county introduced
Council Bill No 98. Entitled an act providing for the office of
county coroner, and prescribing the powers and duties of such officer.

Which bill was read first time by its title and referred to the Committee on County Affairs.

Mr. Pitman of Oklahoma county introduced
Council Bill No. 99. Entitled an act to authorize proceedings in justice courts against garnishees.

Which bill was read first time by its title and referred to the Committee on Judiciary.

Mr. McCredie of Oklahoma county introduced
Council Bill No. 100. Entitled an act to repeal sections 5545, 5549, 5559, 5560 and 5561, relating to criminal procedure and to enact substitutes therefor.

Which bill was read first time by its title and referred to the Committee on Judiciary.

Mr. Pitman of Oklahoma county introduced
Council Bill No. 101. Entitled an act to repeal sections 1355, 1356, 1357, 1372 and 1373 of the Statutes of Oklahoma and to enact substitutes therefor.

Which bill was read the first time and referred to the Committee on Judiciary.

Mr. Clevinger of the First district introduced
Council Bill No. 102. Entitled an act to amend section 4 of chapter 24 of the Statutes of Oklahoma entitled "An act to exempt property from forced sale."

Which bill was read first time and referred to the Committee on Judiciary.

The Committee on Municipal Corporations submitted the following report on

House Concurrent Resolution No. 11:

Mr. President:

We, your Committee, to whom was referred

House Concurrent Resolution No. 11,

Desire to report that we have carefully considered the same and recommend that it be concurred in.

O. R. FEGAN,
Chairman of Committee.
JOHN J. SHAFFER,
HUGH MCCREDIE,
L. P. ROSS,
F. S. PULLIAM.

Mr. Fegan moved

That House Concurrent Resolution be concurred in.

The roll being called there were:

Yeas, 12.

Nays, 0.

Those voting in the affirmative were;

Canon, Carswell, Clevinger, Fegan, Lane, McCredie, Pitman, Pringey, Pulliam, Ross, Shaffer and Wrightsman.

So the resolution was concurred in.

Mr. Wrightsmam moved.

That T. J. Perry, D. E. Shepear and G. A. Colton be elected assistant enrolling and engrossing clerks.

The roll being called there were:

Yeas, 12.

Nays, 1.

Those voting in the affirmative were:

Canon, Clevinger, Fegan, Lane, McCredie, Pitman, Pringey, Pulliam, Ross, Shaffer, Wrightsman and Mr. President.

Those voting in the negative were:

Mr. Carswell.

So the said persons were declared so elected.

And the oath of office was administered to Messrs. Perry and Colton by Councilor Wrightsman.

The Committee on Federal Relations submitted the following report on House Joint Resolution No. 5.

Mr. President:

We, the Committee on Federal Relations, to whom was referred House Joint Resolution No. 5, would most respectfully report

That we have carefully examined the same and would recommend that the Council do concur therein

J. W. CLEVINGER,
Chairman Committee.
L. G. PITMAN.
J. P. LANE.
JOHN M. CANON.
O. R. FEGAN.

Mr. Clevinger moved

That House Concurrent Resolution be concurred in.

The roll being called there were:

Yeas, 13.

Nays, 0.

Those voting in the affirmative were:

Canon, Carswell, Clevinger, Fegan, Lane, McCredie, Pitman, Pringey, Pulliam, Ross, Shaffer, Wrightsman, Mr. President.

So the resolution was concurred in.

Council Bill No. 29,

Being special order for this time, was, at the request of Mr. Ross, Placed on general order.

Mr. McCredie moved

That a recess be taken until 7.30 o'clock.

Which motion prevailed.

So the Council took a recess.

EVENING SESSION.

The time for which a recess was taken having expired the Council was called to order by the President,

And the following pairs were announced:

Mr. Ross with Mr. Canon,

Mr. Pitman with Mr. McCredie.

Mr. Ross was excused for the evening.

Mr. Fegan moved

That Council Bill No. 93 be recommitted to the Committee of the Whole with instructions to amend by inserting in numerical order with other subdivisions therein, subdivision No. 7, of section 2, of article 1, of chapter 75, of the Oklahoma statutes.

The roll being called there were:

Yeas, 8.

Nays, 0.

Those voting in the affirmative were:

Canon, Carswell, Fegan, Lane, Pringey, Pulliam, Shaffer, Wrightsman.

So the Council resolved itself into the Committee of the Whole with Mr. Wrightsman in the chair.

At 8:20 the committee rose and through its chairman reported that they had had under consideration

Council Bill No. 93,

And as amended recommend that it do pass.

C. J. WRIGHTSMAN,
Chairman Committee.

Mr. Fegan moved

That the rules be suspended, the bill be considered engrossed, read a third time and placed upon its final passage.

The roll being called there were:

Yeas, 8.

Nays, 0.

Those voting in the affirmative were:

Canon, Carswell, Fegan, Lane, Pringey, Pulliam, Shaffer, Wrightsman.

Shall the bill pass?

The roll being called there were:

Yeas, 8.

Nays, 0.

Those voting in the affirmative were:

Canon, Carswell, Fegan, Lane, Pringey, Pulliam, Shaffer and Wrightsman.

So the bill passed.

The title was agreed to.

Council Bill No. 94

Was read the third time.

Mr. Lane moved

That the rules be suspended, the bill be considered engrossed and placed upon its final passage.

The roll being called there were:

Yeas, 8.

Nays, 0.

Those voting in the affirmative were:

Canon, Carswell, Fegan, Lane, Pringey, Pulliam, Shaffer and Wrightsman.

Shall the bill pass?

The roll being called there were:

Yeas, 8.

Nays, 0.

Those voting in the affirmative were:

Canon, Carswell, Fegan, Lane, Pringey, Pulliam, Shaffer, Wrightsman.

So the bill passed.

The title was agreed to.

Mr. Pringey introduced

Council Resolution No. 10, memorializing congress to ratify present existing Indian nations and tribes in Oklahoma, etc.

Which was read in full.

And Mr. Pringey moved

Its adoption.

The roll being called there were:

Yeas, 8.

Nays, 0.

Those voting in the affirmative were:

Canon, Carswell, Fegan, Lane, Pringey, Pulliam, Shaffer, Wrightsman.

So the resolution was adopted.

Mr. Pringey moved

That the Council do now adjourn.

Which motion prevailed.

So the Council adjourned.

ED. L. DUNN,
Chief Clerk.

Approved February 15, 1893.

THIRTY-SEVENTH DAY.

GUTHRIE, O. T., February 15, 1893.

Council met pursuant to adjournment and was called to order by the President.

Roll call showed all present except:

Messrs. Clevinger, Fegan, McCredie, Pringey and Ross, who afterwards reported.

Prayer by Rev. Duvall.

Journal of February 14 read and approved.

The Committee on Enrolled and Engrossed Bills submitted the following report on enrolled and engrossed bills:

Mr. President:

We, your Committee on Enrolled and Engrossed Bills, beg leave to report that we have examined

Council Bill No. 64,

And find the same correctly engrossed.

J. W. CLEVINGER,
Chairman of Committee.
JOHN M. CANON.

Mr. Wrightsman, of Pottawatomie county, introduced

Council Bill No. 103, entitled "an act providing for the contesting of certain elections."

Which bill was read first time and referred to Committee on Elections.

House Concurrent Resolution No. 9, providing a clerk for use of the Joint Committee appointed to visit Territorial Educational Institutions.

Was then taken up.

And Mr. Shaffer moved

That it be concurred in.

The roll being called there were:

Yeas, 10.

Nays, 0.

Those voting in the affirmative were:

Canon, Carswell, Clevinger, Lane, McCredie, Pitman, Pringey, Pulliam, Shaffer, Wrightsman and Mr. President.

So the resolution was concurred in.

House Concurrent Resolution No. 12,

Which had been laid over under the rules was then taken up.

And Mr. Shaffer moved

That it be laid on the table.

The roll being called there were:

Yeas, 9.

Nays, 2.

Those voting in the affirmative were:

Canon, Clevinger, Lane, McCredie, Pitman, Pringey, Pulliam, Shaffer, and Mr. President.

Those voting in the negative were:

Carswell and Wrightsman.

So the resolution was laid on the table.

Mr. Wrightsman moved

That Council Bill No. 64

Be placed upon its final passage.

The roll being called there were:

Yeas, 12.

Nays, 0.

Those voting in the affirmative were:

Canon, Carswell, Clevinger, Fegan, Lane, McCredie, Pitman, Pringey, Pulliam, Shaffer, Wrightsman and Mr. President.

And the bill was placed upon its final passage.

Shall the bill pass?

The roll being called there were:

Yeas, 12.

Nays, 0.

Those voting in the affirmative were:

Canon, Carswell, Clevinger, Fegan, Lane, McCredie, Pitman, Pringey, Pulliam, Shaffer, Wrightsman and Mr. President.

Mr. Fegan moved

That a recess be taken until 2 o'clock.

Which motion prevailed.

So the Council took a recess.

AFTERNOON SESSION.

The time for which recess was taken having expired the Council was called to order by the President pro tem.

The following message was received from the House:

GUTHRIE, O. T., February 14, 1893.

Mr. President:

I am directed by the House to return to your honorable body

Council Bill No. 1,

Which the House has passed.

Council Bill No. 2,

Which the House has passed.

Council Bill No. 3,
Which the House has failed to pass.

Council Bill No. 4,
Which the House has failed to pass. Also

House Concurrent Resolution No. 12, relating to public lands in
Beaver county,

Which the House has passed and ask concurrence.

P. O. CASSIDY,
Chief Clerk.

House Concurrent Resolution No. 12 was read in full and referred to
The Committee on Federal Relations.

The following message was received from the House, transmitting
House Bill No. 54:

GUTHRIE, O. T., February 15, 1893.

Mr. President:

I am directed by the House to transmit to your honorable body
House Bill No. 54, an act to authorize county, township and school
district treasurers to register warrants,

□ Which the House has passed and respectfully ask your concurrence.

P. O. CASSIDY,
Chief Clerk.

Which bill was read first time and referred to Committee on County
Affairs.

The following message was received from the House:

GUTHRIE, O. T., February 15, 1893.

Mr. President:

I am directed to return to your honorable body

Council Bill No. 6,

Council Bill No. 7,

Council Bill No. 8,

Council Bill No. 9,

Council Bill No. 10,

Council Bill No. 11,

Council Bill No. 12 and

Council Bill No. 13,

Which the House has passed. Also

Council Bill No. 14,

For which the House has passed a substitute,

And respectfully ask your concurrence in substitute.

P. O. CASSIDY,
Chief Clerk.

Mr. Carswell moved

That a recess be taken until 7:30 o'clock.

The roll being called there were:

Yeas, 6.

Nays, 2.

Those voting in the affirmative were:

Canon, Carswell, Pringley, Pulliam, Shaffer and Wrightsman.

Those voting in the negative were:

Pitman and Ross.

So the Council took a recess.

The time for which a recess was taken having expired the Council was called to order by Mr. Pitman and Mr. Ross was elected temporary President.

The Committee on County Affairs submitted the following report on House Bill No. 50:

Mr. President:

We, your Committee on County Affairs, to whom was referred House Bill No. 50,

Beg leave to report that we have had the same under consideration and recommend that it do not pass.

J. P. LANE,
Chairman Committee.

L. P. ROSS,
J. M. CANON,
Committee on County Affairs.

The same committee reported as follows on Council Bill No. 92:

Mr. President:

We, your Committee on County Affairs, to whom was referred Council Bill No. 92,

Beg leave to report that we have had the same under consideration and recommend that it do pass.

J. P. LANE,
Chairman Committee,

J. M. CANON,
L. P. ROSS,
Committee on County Affairs.

The Committee on Railroads and Corporations submitted the following reports on

Council Bill No. 48,
Council Bill No. 71 and
Council Bill No. 70.

Report on
Council Bill No. 48:

We, a majority of the Committee on Railroads and Corporations, having had

Council Bill No. 48

Under consideration, report as follows:

This bill was heretofore reported favorably by the entire committee. Since the bill has been recommitted we have been unable to secure the attendance of all the members of the committee, and we recommend that this bill be referred to the Committee of the Whole.

C. H. CARSWELL,
Chairman Committee.

L. P. ROSS,
HUGH MCCREDIE.

Report on
Council Bill No. 71:

We, the Committee on Railroads and Corporations, having had under

consideration

Council Bill No. 71,

Respectfully recommend that it do pass.

C. H. CARSWELL,
Chairman of Committee.
HUGH MCCREDIE,
J. J. SHAFFER,
L. P. ROSS.

Report on Council Bill No. 70:

The Committee on Railroads and Corporations having had under consideration

Council Bill No. 70,

Respectfully recommend that it do pass.

C. H. CARSWELL,
Chairman of Committee.
HUGH MCCREDIE,
J. J. SHAFFER,
L. P. ROSS.

The Committee on Judiciary submitted the following report on

Council Bill No. 16,

Council Bill No. 99,

Council Bill No. 47,

Council Bill No. 76 and on

House Bill No. 7:

Report on Council Bill No. 16:

We, the Committee on Judiciary, having had under consideration

Council Bill No. 16,

Recommend that the same do not pass.

C. H. CARSWELL,
Chairman of Committee.
J. M. CANON.
O. R. FEGAN.

Report on Council Bill No. 99:

We, the Committee on Judiciary, to whom was referred

Council Bill No. 99,

Beg leave to report that we have had the same under consideration, and respectfully recommend that the same do pass.

C. H. CARSWELL,
Chairman of Committee.
J. M. CANON,
O. R. FEGAN.

Report on Council Bill No. 47:

We, the Committee on the Judiciary, having had under consideration Council Bill No. 47, being an act in relation to the rights of married persons,

Respectfully recommend that the same do not pass.

C. H. CARSWELL,
Chairman of Committee.
J. M. CANON,
O. R. FEGAN.

Report on Council Bill No. 76:

We, the Committee on Judiciary, having had under consideration Council Bill No. 76,

Respectfully recommend that the same do not pass.

C. H. CARSWELL,
Chairman of Committee.
O. R. FEGAN,
J. M. CANON.

Report on House Bill No. 7:

We, the Committee on Judiciary, having had under consideration House Bill No. 7,

Respectfully recommend that the same do not pass.

C. H. CARSWELL,
Chairman of Committee.
O. R. FEGAN,
J. M. CANON.

The Committee on Agriculture and Highways submitted the following report:

Mr. President:

Your Committee on Agriculture and Highways have had under consideration

House Concurrent Resolution No. 5, relating to valueless land,

Herewith return the same with the recommendation that it be non-concurred in.

JOHN M. CANON,
J. C. PRINGEY,
J. J. SHAFFER,
C. H. CARSWELL.

Mr. Pitman moved

That the report of the committee on House Bill No. 7

Be concurred in.

The roll being called there were:

Yeas, 9.

Nays, 0.

Those voting in the affirmative were:

Canon, Carswell, Fegan, Lane, McCredie, Pitman, Pringey, Pulliam and Ross.

So the motion prevailed and the report of the committee was adopted.

Mr. Pitman moved

That the report of the Committee on Agriculture and Highways on House Concurrent Resolution No. 5

Be concurred in.

The roll being called there were:

Yeas, 9.

Nays, 0.

Those voting in the affirmative were:

Canon Carswell, Fegan, Lane, McCredie, Pitman, Pringey, Pulliam and Ross.

So the report of the committee was adopted.

Mr. Pitman moved

That the Council do now adjourn until 10 o'clock February 16.
Which motion prevailed.
So the Council adjourned.

ED. L. DUNN,
Chief Clerk.

Approved February 16, 1893.

THIRTY-EIGHTH DAY.

GUTHRIE, February 16, 1893.

Council met pursuant to adjournment and was called to order by the President.

Roll call showed all present except:

Mr. Fegan, who afterwards reported.

Prayer by Chaplain Boggess.

Journal of February 15 was read and approved as amended.

The Committee on Federal Relations submitted the following report:

Mr. President:

Your Committee on Federal Relations, to whom was referred
House Concurrent Resolution No. 12,

Would most respectfully ask that this resolution be amended so as to add to the first preamble the following words, "that portion of the Territory known as the Cheyenne and Arapahoe Reservation," and also striking out the word "and" before the words "now known as Beaver county."

J. W. CLEVINGER,
Chairman of Committee.

L. G. PITMAN,
JOHN M. CANON,
J. P. LANE,

And Mr. Clevinger moved

The adoption of the resolution as amended.

The roll being called there were:

Yeas, 12.

Nays, 0.

Those voting in the affirmative were:

Canon, Carswell, Clevinger, Fegan, Lane, McCredie, Pitman. Pringey, Pulliam, Ross, Shaffer and Wrightsman.

So the resolution was adopted as amended.

Mr. Pringey of Lincoln county, introduced

Council Bill No. 104, entitled "an act to amend section 1, article 15, chapter 71, entitled 'an act regulating proceedings in actions for the forcible entry and detention and forcible detention only of property'."

Which bill was read first time by its title and referred to the Committee on Judiciary.

Mr. Shaffer of Payne county, introduced

Council Bill No. 105, entitled "an act to amend section 20, of article 7, of chapter 70, being part of the act prescribing a code of civil procedure."

Which bill was read first time by its title and referred to the Committee on Judiciary.

The Committee on County Affairs submitted the following report on House Bill No. 54:

Mr. President:

We, your Committee on County Affairs, to whom was referred House Bill No. 54,

Beg leave to report that we have had the same under consideration and recommend that it do pass.

J. P. LANE,
Chairman of Committee.
J. M. CANON,
HUGH MCCREDIE,
C. J. WRIGHTSMAN,
L. P. ROSS.

Which bill was read the second time.

The following minority report of the Committee on Judiciary was submitted:

Mr. President:

The minority of the Committee on Judiciary, to whom was referred Council Bill No. 76,

Having considered the same beg leave to report by recommending that said bill do pass.

C. J. WRIGHTSMAN,
J. W. CLEVINGER.

Council Bill No. 95 and

Council Bill No. 86

Were ordered printed.

Mr. Pitman moved

That the report of the committee on House Bill No. 50

Be adopted and the title rejected.

The roll being called there were:

Yeas, 12.

Nays, 0.

Those voting in the affirmative were:

Canon, Carswell, Clevinger, Fegan, Lane, McCredie, Pitman, Pringey, Pulliam, Ross, Shaffer and Wrightsman.

So the bill was rejected.

Mr. Pitman moved

That the Council do now resolve itself into Committee of the Whole on the order of the day.

Which motion prevailed.

So the Council resolved itself into Committee of the Whole with Mr. Pitman in the chair.

At 12 o'clock the committee rose and through its chairman reported that

Council Bill No. 71

Had been considered and recommended its passage, subject to amendment and debate; also reported progress on

Council Bill No. 70,

And asked leave to sit again.

J. M. CANON,
Chairman of Committee.

Mr. President called Mr. Pringey to the chair.

Mr. Wrightsman moved

That the Council do now take a recess until 2 o'clock this afternoon.

Mr. McCartney moved

That the Council adjourn until 4 o'clock on February 17.

The roll being called there were.

Yeas, 3.

Nays, 7.

Those voting in the affirmative were:

Canon, Pringey and Mr. President.

Those voting in the negative were:

Carswell, Clevinger, McCredie, Pulliam, Wrightsman,

Present but not voting:

Mr. Fegan.

Mr. Clevinger moved

That a recess be taken until 4 o'clock this afternoon.

Which motion prevailed.

So the Council took a recess.

AFTERNOON SESSION.

The time having expired for which a recess was taken, the Council was called to order by the President pro tem.

Mr. Fegan moved

That the Council go into Committee of the Whole on the general order of the day.

Which motion prevailed.

And the Council resolved itself into Committee of the Whole with Mr. Wrightsman in the chair.

At 5 o'clock the committee rose and through its chairman reported that they had had under consideration

Council Bill No. 99,

And, as amended, recommend that it do pass.

C. J. WRIGHTSMAN,
Chairman of Committee.

The following Councilors were excused until 4 o'clock February 17: Messrs. Ross, McCartney, Canon and Pringey.

Mr. Pitman was excused for the evening.

Mr. Clevinger moved

That the Council do now adjourn until 10 o'clock February 17.

Which motion prevailed.

So the Council adjourned.

ED. L. DUNN,
Chief Clerk.

Approved February 17, 1893.

THIRTY-NINTH DAY.

GUTHRIE, O. T., February 17, 1893.

Council met pursuant to adjournment and was called to order by the President pro tem.

Roll call showed all present except

Canon, Carswell, Clevinger, Pringey, Ross, Wrightsman and Mr. President, of whom

Canon, Carswell, Clevinger, Pringey, Ross and Wrightsman afterwards reported.

Mr. Pitman of Oklahoma county introduced

Council Bill No. 106. Entitled "An act to determine the rights of settlers upon public lands during the pendency of contests.

Which bill was read first time by title and ordered printed.

Mr. Clevinger moved

That the Council do now take a recess until 2 o'clock.

Which motion prevailed.

So the Council took a recess.

AFTERNOON SESSION.

The time for which a recess was taken having expired the Council was called to order by the President pro tem.

The Committee on Enrolled and Engrossed Bills submitted the following reports:

Mr. President:

Your Committee on Enrolled and Engrossed Bills has examined House Concurrent Resolution No. 7. Concerning cabinet office of Secretary of Labor.

And find it correctly enrolled.

J. K. ALLEN,
Chairman House Committee.

J. C. CARRINGTON,
House Committee.

J. W. CLEVINGER,
Chairman Council Committee.

F. S. PULLIAM,
Council Committee.

Mr. President:

Your Committee on Enrolled and Engrossed Bills have examined House Joint Resolution No. 4. Concerning school land leases, And find it correctly enrolled.

J. K. ALLEN,
Chairman House Committee.
J. C. CARRINGTON,
J. M. JOHNSTON,
House Committee.
J. W. Clevinger,
Chairman Council Committee.
F. S. PULLIAM,
Council Committee.

Mr. President:

Your Committee on Enrolled and Engrossed Bills beg leave to report we have examined

Council Bill No. 1,
Council Bill No. 2,
Council Bill No. 6,
Council Bill No. 7,
Council Bill No. 8,
Council Bill No. 9,
Council Bill No. 10,
Council Bill No. 11,
Council Bill No. 12 and
Council Bill No. 13,
And find them correctly enrolled.

J. W. CLEVINGER,
Chairman Council Committee.
F. S. PULLIAM,
Council Committee.
J. K. ALLEN,
JOHN PFAFF,
House Committee.

The House Substitute for Council Bill No. 14
Was read first time.

House Bill No. 54
Was then read the second time.

Mr. Fegan moved

That the Council do now resolve itself into Committee of the Whole for the consideration of

House Bill No. 54.

Which motion prevailed.

So the Council resolved itself into Committee of the Whole with Mr. Fegan in the chair.

At 4 o'clock the committee rose and through its chairman reported that the committee had had under consideration

House Bill No. 54

And recommend that it do pass, subject to amendment and debate.

J. M. CANON,
Chairman Committee.

The Committee on Judiciary submitted the following report on
Council Bill No. 28 and
Council Bill No 90:

Mr. President:

We, the Committee on Judiciary, having had under consideration
Council Bill No. 28 and
Council Bill No. 90,
Beg leave to recommend that
Council Bill No. 90
Be substituted for
Council Bill No. 28,
And recommend that
Council Bill No. 90
Do pass.

C. H. CARSWELL,
Chairman Committee.
O. R. FEGAN,
J. W. CLEVINGER,
Committee on Judiciary.

And said committee also submitted the following report on
Council Bill No. 49:

Having had the same under consideration recommend that it do not
pass.

C. H. CARSWELL,
Chairman Committee.
O. R. FEGAN,
J. W. CLEVINGER,
Committee on Judiciary.

Mr. Carswell was excused until 11 o'clock, February 18.

Mr. Ross moved

That the Council do now adjourn until 10 o'clock, February 18.

Which motion prevailed.

So the Council adjourned.

ED. L. DUNN,
Chief Clerk.

Approved February 18, 1893.

FORTIETH DAY.

GUTHRIE, February 18, 1893.

Council met pursuant to adjournment at 10 o'clock and was called to order by the President pro tem.

Roll call showed all present except:

Carswell, McCredie, Ross, Wrightsman and Mr. President, of whom Mr. Ross and Mr. President afterward reported.

Prayer by Chaplain Boggess.

Journal of February 17 was read and approved.

A message was received from the House concerning Council Bill No. 54.

Which bill was ordered engrossed and said bill with the message returned to the House.

The following message was received from the House, transmitting House Bill No. 73 and House Bill No. 76:

Mr. President:

I am directed by the House to transmit to your honorable body House Bill No. 73 and House Bill No. 76,

Which the House has passed and respectfully ask your concurrence therein.

Truly yours,
P. O. CASSIDY,
Chief Clerk.

A message was received from the Governor transmitting nominations of Francis E. Marion as vice-president of the Territorial board of health and of J. A. Overstreet as superintendent of Territorial board of health.

Mr. Fegan moved

That the Council go into executive session.

Which motion prevailed.

So the Council went into executive session.

At 11 o'clock the executive session rose and reported the confirmation of Francis E. Marion of Guthrie as vice-president and J. A. Overstreet of Kingfisher as superintendent of the Territorial board of health.

The following message was received from the House:

Mr. President:

I am directed to transmit to your honorable body House Concurrent Resolution No. 13,

Which the House has adopted and respectfully ask your concurrence therein.

Truly yours,
P. O. CASSIDY,
Chief Clerk.

Mr. Fegan moved

That the Council do concur in said resolution.

The roll being called there were:

Yeas, 9.

Nays, 0.

Those voting in the affirmative were:

Canon, Clevinger, Fegan, Lane, Pitman, Pringey, Pulliam, Ross and Shaffer.

So the Resolution was concurred in.

Mr. Ross of Cleveland county introduced

Council Bill No. 107. Entitled an act to amend section 5 of chapter 87 of the Statutes of Oklahoma, entitled "University."

Which bill was read the first time by title and referred to the Committee on Public Institutions.

Mr. Pulliam of Logan county introduced

Council Bill No. 108. Entitled an act amending chapter 83, article 1 of the Statutes of Oklahoma, entitled townships and township officers.

Which bill was read the first time by its title and referred to the Committee on Municipal Corporations.

Mr. McCredie was excused until February 20 at 10 o'clock.

Mr. Ross was excused until 9 o'clock February 21.

Mr. Pulliam moved that the Council adopt the report of the Committee on Judiciary on

Council Bill No. 49,

And the bill be rejected.

The roll being called there were:

Yeas, 8.

Nays, 0.

Those voting in the affirmative were:

Canon, Clevinger, Fegan, Lane, Pitman, Pringey, Ross and Shaffer.
So the bill was rejected.

Mr. Pulliam of Logan county introduced

Council Bill No. 109. Entitled an act to limit foreign contracts, notes, bills, claims, etc.

Which bill was read first time by title and referred to the Committee on Judiciary.

Mr. Lane moved

That when the Council adjourn it adjourn until February 20 at 4 o'clock.

Which motion prevailed.

The following message was received from the House:

Mr. President:

I am directed by the House to transmit to your honorable body

House Bill No. 47,

House Bill No. 58,

House Bill No. 8 and
 House Bill No. 89,
 Being substitute for Council Bill No. 78,
 Which have passed the House and respectfully ask your concurrence therein.

Truly yours,
 P. O. CASSIDY,
 Chief Clerk.

House Bill No. 58 and
 House Bill No. 89
 Were read first time by title and referred to the Committee on Municipal Corporations.

House Bill No. 8
 Was read first time by title and referred to the Committee on Judiciary.

House Bill No. 47
 Was read first time by title and referred to the Committee on Agriculture and Highways.

The Committee on Enrolled and Engrossed Bills submitted the following report:

Mr. President:

Your Committee on Enrolled and Engrossed Bills respectfully report that we have examined

Council Bill No. 99

And find the same correctly engrossed.

J. W. CLEVINGER,
 Chairman of Committee.
 F. S. PULLIAM.

Said bill was then read third time in full and placed upon its final passage.

Shall the bill pass?

The roll being called there were.

Yeas, 8.

Nays, 0.

Those voting in the affirmative were:

Canon, Clevinger, Fegan, Pitman, Pringey, Pulliam, Ross and Shaffer.

So the bill passed.

The title was agreed to.

The following Councilors were excused until February 21 at 2 o'clock:
 Messrs. Ross, Pitman, Clevinger, Canon, Fegan, Shaffer and Pringey.

Mr. Ross moved

That the Council do now adjourn.

Which motion prevailed.

So the Council adjourned.

ED. L. DUNN,
 Chief Clerk.

Approved February 21, 1893.

FORTY-SECOND DAY.

GUTHRIE, O. T., February 20, 1893.

Council met pursuant to adjournment and was called to order by the President.

Roll call showed all present except:

Messrs. Canon, Carswell, Clevinger, Fegan, McCredie, Pitman, Pringey, Ross and Shaffer, of whom

Mr. Carswell afterwards reported.

There being no quorum present

Mr. Pulliam moved

To adjourn until 10 o'clock tomorrow.

On division there were:

Yeas, 2.

Nays, 2.

Mr. Wrightsman moved

To adjourn until 2 o'clock tomorrow afternoon.

The roll being called there were:

Yeas, 1.

Nays, 3.

Those voting in the affirmative were: Lane.

Those voting in the negative were:

Pulliam, Wrightsman and Mr. President.

So the Council did not adjourn.

Mr. Lane moved

To adjourn until 10 o'clock a. m. tomorrow.

The roll being called there were:

Yeas, 4.

Nays, 1.

Those voting in the affirmative were:

Carswell, Lane, Pulliam and Wrightsman.

Those voting in the negative were:

Mr. President.

So the Council adjourned.

ED L. DUNN,
Chief Clerk.

Approved February 21, 1893.

FORTY-THIRD DAY.

GUTHRIE, O. T., February 21, 1893.

Council met pursuant to adjournment and was called to order by the President.

Roll call showed all present except:

Canon, Clevinger, Fegan, McCredie, Pitman, Pringey, Ross, Shaffer and Wrightsman.

Mr. Carswell moved

That the Council adjourn until 2 o'clock.

Which motion prevailed.

So the Council adjourned.

AFTERNOON SESSION.

The time for which an adjournment was taken having expired, the Council was called to order by the President.

Roll call showed all present except.

Messrs. Fegan, Pitman and Pringey, of whom Messrs. Fegan and Pringey afterwards reported.

Prayer by Chaplain Boggess.

The Journals of February 18 and 20 were read and approved.

Mr. Pulliam objected to the minutes showing that Messrs. Canon, Clevinger, Fegan, McCredie, Pitman, Pringey, Ross and Shaffer were excused until February 21, at 2 o'clock.

Mr. Pitman was excused until February 22 at 4 o'clock.

A message was received from the Governor, which was read in full.

House substitute for Council Bill No. 14

Was read third time.

Mr. Wrightsman of Pottawatomie county, introduced

Council Bill No. 110, entitled "an act to legalize the organization of Shawnee School district in Pottawatomie county."

Which bill was read first time by title and under suspension of the rules was read second time.

Mr. Carswell of Canadian county, introduced Council bill No. 111, entitled "an act relating to civil procedure in certain cases."

Which was read first time and referred to the Committee on Judiciary.

The Committee on Enrolled and Engrossed Bills submitted the following report on

House Joint Resolution No. 5:

Mr. President:

Your Committee on Enrolled and Engrossed Bills, to whom was referred

House Joint Resolution No. 5,

Beg leave to report that we have examined the same and find it correctly enrolled.

J. W. CLEVINGER,
Chairman of Committee.
F. S. PULLIAM.

The President then signed
House Joint Resolution No. 5,
House Concurrent Resolution No. 7,
House Joint Resolution No. 4,
Council Bill No. 1,
Council Bill No. 2,
Council Bill No. 6,
Council Bill No. 7,
Council Bill No. 8,
Council Bill No. 9,
Council Bill No. 10,
Council Bill No. 11,
Council Bill No. 12 and
Council Bill No. 13.

The following report of the Committee on Judiciary was submitted:

We, the Committee on Judiciary, having had under consideration Council Bill No. 79

Beg leave to report that we have prepared a substitute for said bill and recommend that substitute do pass.

Respectfully submitted,
C. H. CARSWELL,
Chairman of Committee.
JOHN M. CANON,
J. W. CLEVINGER,
C. J. WRIGHTSMAN.

Also the following report of the Committee on Judiciary was submitted:

Mr. President:

Your Committee on Judiciary having had under consideration Council Bill No. 36, being an act relating to pharmacy,

Beg leave to report the same back with the recommendation that it do pass.

C. H. CARSWELL,
Chairman of Committee.
J. W. CLEVINGER,
C. J. WRIGHTSMAN,
JOHN M. CANON.

Mr. Carswell moved

That the report of the Committee on Judiciary on
Council Bill No. 76

Be adopted and the bill rejected.

The roll being called there were:

Yeas, 10.

Nays, 2.

Those voting in the affirmative were:

Canon, Carswell, Clevinger, Fegan, Lane, Pringey, Pulliam, Ross
and Shaffer.

Those voting in the negative were:

McCredie and Wrightsman.

So the bill was rejected.

House Bill No. 89

Was made special order for 2 o'clock, February 22.

Mr. Ross moved

That a committee of three be appointed to devise means of procuring
a janitor.

The roll being called there were:

Yeas, 4.

Nays, 8.

Those voting in the affirmative were:

Fegan, Lane, McCredie and Pulliam.

Those voting in the negative were:

Canon, Carswell, Clevinger, Pringey, Ross, Shaffer, Wrightsman and
Mr. President.

So the motion was lost.

Mr Fegan moved that

House Bill No. 54

Be recommitted to the Committee of the Whole with instructions
to amend.

Which motion was lost by a vote of:

Yeas, 4.

Nays, 5.

Mr. Wrightsman moved

A reconsideration of the vote.

Pending which motion Mr. McCartney moved

To table the motion to reconsider.

The roll being called there were:

Yeas, 6.

Nays, 6.

Those voting in the affirmative were:

Canon, Carswell, Clevinger, Pringey, Pulliam and Mr. President.

Those voting in the negative were:

Fegan, Lane, McCredie, Ross, Shaffer and Wrightsman.

So the motion was lost.

The vote recurring upon the motion to reconsider, and the roll being called there were.

Yeas, 7.

Nays, 5.

Those voting in the affirmative were:

Fegan, Lane, McCredie, Pulliam, Ross, Shaffer and Wrightsman.

Those voting in the negative were:

Canon, Carswell, Clevinger, Pringey and Mr. President.

Mr. Fegan moved

That the bill be recommitted to the Committee of the Whole with instructions to amend by rejecting all amendments made by the Committee of the Whole except the amendments moved by the Councilor from Pottawatomie county.

Which motion prevailed.

House Bill No. 54

Was made special order for 10 o'clock, February 22.

Mr. Ross moved

That the Council do now resolve itself into Committee of the Whole for consideration of

Council Bill No. 66.

Which motion prevailed.

So the Council resolved itself into Committee of the Whole with Mr. Clevinger in the chair.

At 4:40 the committee arose and through its chairman reported that they had had under consideration

Council Bill No. 66,

And as amended recommend that it do pass.

J. W. CLEVINGER,
Chairman Committee.

Mr. Ross moved

That the bill be engrossed and made special order for February 22 at 4 o'clock.

Which motion prevailed.

Mr. Carswell asked consent to return to call of committees.

And unanimous consent being given, the Committee on Judiciary submitted the following report:

Mr. President:

Your Committee on Judiciary, having had under consideration

House Bill No. 8. Relating to "Time on Judgments in probate courts,"

Beg leave to report the same back with the recommendation that it do pass.

C. H. CARSWELL,
Chairman Committee.
O. R. FEGAN,
C. J. WRIGHTSMAN,
J. W. CLEVINGER,
Committee on Judiciary.

The Committee on Municipal Corporations submitted the following report on

House Bill No. 58.

Mr. President:

Your Committee on Municipal Corporations, to whom was referred House Bill No. 58,

Beg leave to report the same back with the recommendation that it do pass.

O. R. FEGAN,
Chairman Committee.

J. J. SHAFFER,
F. S. PULLIAM,

Committee on Municipal Corporations.

Mr. Ross moved

That the Council resolve itself into Committee of the Whole for the consideration of

House Bill No. 58.

Which motion prevailed.

So the Council resolved itself into Committee of the Whole with Mr. Ross in the chair.

At 5:35 the committee rose and through its chairman reported that they had had under consideration

House Bill No. 58,

And as amended recommend that it do pass.

L. P. Ross,
Chairman Committee.

Said bill was then read second time.

Mr. Ross moved

That the Council take a recess until 7:30 o'clock.

Which motion prevailed.

So the Council took a recess.

EVENING SESSION.

The time for which a recess was taken having expired the Council was called to order by the President.

Mr. Wrightsman moved

That the Council adjourn.

Which motion prevailed.

So the Council adjourned.

ED. L. DUNN,
Chief Clerk.

Approved February 23, 1893.

FORTY-FOURTH DAY.

GUTHRIE, O. T., February 22, 1893.

Council met pursuant to adjournment at 9 o'clock and was called to order by the President.

Roll call showed all present except:

Messrs. Clevinger, Fegan, Pitman, Pringey and Wrightsman, of whom Messrs. Clevinger, Fegan, Pringey and Wrightsman afterwards reported.

Mr. Clevinger moved

To adjourn until 10 o'clock tomorrow, February 23, 1893.

Which motion prevailed.

ED L. DUNN,
Chief Clerk.

Approved February 23, 1893.

FORTY-FIFTH DAY.

GUTHRIE, O. T., February 23, 1893.

Council met pursuant to adjournment and was called to order by the President.

Roll call showed all present except:

Carswell and McCredie, and Mr. Carswell afterward reported.

Prayer by Councilor Pulliam.

Journal of February 22 was read in part.

Mr. Clevinger moved

That further reading of the Journal be dispensed with, and all that portion of the Journal except the record of the roll call and adjournment be expunged from the record.

Which motion prevailed.

Mr. Clevinger of the First district introduced

Council Resolution No. 6, providing for the appointment of a committee of three to procure from the Attorney-General an opinion defining the duties of the subordinate officers of the Council.

To which Mr. Ross offered

Substitute be added after the preamble providing that the three subordinate officers, sergeant-at-arms, messenger and watchman perform the duties of janitor for the Council alternately one day each,

Mr. Clevinger offered

As a substitute for the original resolution and all substitutes a substitute providing that the sergeant-at-arms shall perform the duties of janitor during the sessions of the Council, and that the watchman and messenger shall perform such duties at all other times.

Which substitute prevailed.

On motion of Mr. McCartney

The Journal of February 21 was read and approved.

Council Bill No. 36

Was read second time and referred to Committee of the Whole.

Council Bill No. 106

Was read second time and referred to the Committee on Judiciary.

House Bill No. 8

Was read second time and referred to the Committee of the Whole.

Mr. Ross moved

That the Council resolve itself into the Committee of the Whole for consideration of

Council Bill No. 90 and

Council Bill No 28.

Which motion prevailed.

So the Council resolved itself into Committee of the Whole, with Mr. Lane in the chair.

At 12 o'clock the committee rose and through its chairman reported progress and asked leave to sit again.

J. M. CANON,
Chairman of Committee.

Mr. Pitman moved

That the Council take a recess until 2 o'clock.

Which motion prevailed.

AFTERNOON SESSION.

The time having expired for which a recess was taken the Council was called to order by the President.

Mr. Fegan moved

That the Council resolve itself into a Committee of the Whole for further consideration of

Council Bill No. 90 and

Council Bill No. 28.

Which motion prevailed.

So the Council resolved itself into the Committee of the Whole, with Mr. Canon in the chair.

At 3:15 the committee rose, and through its chairman, reported that

they had had under consideration

Council Bill No. 90

And recommend that it do pass as amended.

J. M. CANON,
Chairman of Committee.

Mr. Fegan moved

That the report of the Committee of the Whole be adopted and the bill be engrossed.

Which motion prevailed.

The following message was received from the House, transmitting

House Joint Resolution No. 7, memorializing the Congress of the United States to ratify and approve

Council Bill No. 23.

Which was read in full first time.

GUTHRIE, O. T., February 23, 1893.

Mr. President:

I am directed to transmit to your honorable body

House Joint Resolution No. 7, concerning Council Bill No. 23,

Which the House has passed and ask your concurrence.

Respectfully,
P. O. CASSIDY,
Chief Clerk.

Mr. Wrightsman moved

That the resolution be concurred in.

The roll being called there were:

Yeas, 12.

Nays, 0.

Those voting in the affirmative were:

Canon, Carswell, Clevinger, Fegan, Lane, Pitman, Pringey, Pulliam, Ross, Shaffer, Wrightsman and Mr. President.

So the resolution was adopted.

Mr. Ross of Cleveland county introduced

Council Concurrent Resolution No. 11. Indorsing Hon. Charles H. Mansur as applicant for appointment as Commissioner of the General Land Office.

Which resolution was read in full.

And Mr. Ross moved

Its adoption.

The roll being called there were:

Yeas, 12.

Nays 0.

Those voting in the affirmative were?

Canon, Carswell, Clevinger, Fegan, Lane, Pitman, Pringey, Pulliam, Ross, Shaffer, Wrightsman and Mr. President.

So the resolution was adopted.

Mr. Wrightsman of Pottawatomie county introduced

Council Concurrent Resolution No. 12. Memorializing congress to attach the Seminole reservation, in the Indian Territory, to Pottawatomie county for judicial purposes, etc.

Which resolution was read in full,

And Mr. Wrightsman moved
Its adoption.

The roll being called there were:

Yeas, 10.

Nays, 1.

Those voting in the affirmative were:

Canon, Fegan, Lane, Pitman, Pringey, Pulliam, Ross, Shaffer, Wrightsman and Mr. President.

Those voting in the negative were:

Mr. Clevinger.

So the resolution was adopted.

Mr. Ross of Cleveland county introduced

Council Concurrent Resolution No. 13. Indorsing Hon. Samuel W. Peel as applicant for appointment as Commissioner of Indian Affairs.

Which resolution was read in full.

And Mr. Ross moved

Its adoption.

The roll being called there were:

Yeas, 11.

Nays, 0.

Those voting in the affirmative were:

Canon, Clevinger, Fegan, Lane, Pitman, Pringey, Pulliam, Ross, Shaffer, Wrightsman and Mr. President.

So the resolution was adopted.

Council Bill No. 66

Was read second time and placed upon its final passage.

Shall the bill pass?

The roll being called there were:

Yeas, 7.

Nays, 3.

Those voting in the affirmative were:

Clevinger, Lane, Pringey, Pulliam, Ross, Shaffer and Wrightsman.

Those voting in the negative were:

Canon, Fegan and Pitman.

So the bill passed.

The title was agreed to.

Mr. Canon moved

The Council resolve itself into Committee of the Whole with instructions to report that

House Bill No. 58

Do pass without amendment.

Which motion prevailed.

So the Council resolved itself into Committee of the Whole, with Mr. Canon in the chair.

At 4:15 the committee rose, and through its chairman, reported that they had had under consideration

House Bill No. 58

And recommend that it do pass.

The bill was then read third time and placed on its final passage.

Shall the bill pass?

The roll being called there were:

Yeas, 7.

Nays, 1.

Those voting in the affirmative were:

Canon, Fegan, Lane, Pringey, Pulliam, Ross and Shaffer.

Those voting in the negative were:

Mr. Clevinger.

So the bill passed.

The title was agreed to.

House Substitute for Council Bill No. 14

Was read third time and placed upon its final passage.

Shall the bill pass?

The roll being called there were:

Yeas, 9.

Nays, 0.

Those voting in the affirmative were:

Canon, Clevinger, Fegan, Lane, Pitman, Pringey, Pulliam, Ross and Shaffer.

So the bill passed.

The title was agreed to.

Mr. Ross moved

That the Council do now resolve itself into Committee of the Whole for consideration of

Council Bill No. 92.

Which motion prevailed.

So the Council resolved itself into Committee of the Whole with Mr. Ross in the chair.

At 5:45 the committee rose and through its chairman reported progress and asked leave to sit again at 7:30.

L. P. ROSS,
Chairman of Committee.

The Committee on Municipal Corporations submitted the following report:

Mr. President:

We, your Committee on Municipal Corporation, to whom was referred Council Bill No. 50, an act to amend section 10 of an act relating to townsites on the public domain in the Territory of Oklahoma,

Beg leave to report that we have carefully examined the same and recommend that it do pass.

O. R. FEGAN,
Chairman of Committee.
J. J. SHAFFER,
F. S. PULLIAM.

Which bill was read second time and referred to the Committee of the Whole.

The Committee on Municipal Corporations also submitted the following report:

Mr. President:

We, your Committee on Municipal Corporations, to whom was referred

Council Bill No. 91, an act providing for the organization and regulation of banks and prescribing penalties for the violation of this act,

Beg leave to report that we have carefully examined the same and recommend that it do not pass.

O. R. FEGAN,
Chairman of Committee.
J. J. SHAFFER,
F. S. PULLIAM.

The same committee also reported on
Council Bill No. 84 as follows:

Mr. President:

We, your Committee on Municipal Corporations, to whom was referred Council Bill No. 84, an act providing for separate free schools in the Territory of Oklahoma,

Beg leave to report that we have carefully examined the same and recommend that it do not pass.

O. R. FEGAN,
Chairman of Committee.
J. J. SHAFFER,
F. S. PULLIAM.

Also on
Council Bill No. 87,
As follows:

Mr. President:

We, your Committee on Municipal Corporations, to whom was referred Council Bill No. 87, an act to establish free libraries and reading rooms in all townships of one thousand population,

Beg leave to report that we have carefully examined the same and recommend that it do not pass.

O. R. FEGAN,
Chairman of Committee.
J. J. SHAFFER,
F. S. PULLIAM.

Mr. Clevinger moved

That the report of the committee be adopted and the bill be rejected.

The roll being called there were:

Yeas, 7.

Nays, 2.

Those voting in the affirmative were:

Carswell, Clevinger, Fegan, Lane, Pitman, Pulliam, Ross, Shaffer and
Mr. President.

Those voting in the negative were:

Canon and Pringey.

So the bill was rejected.

The Committee on Municipal Corporations also submitted the following report:

Mr. President:

We, your Committee on Municipal Corporations, to whom was referred House Bill No. 89, an act to authorize cities, towns and villages to

construct waterworks and provide for the operation thereof,

Beg leave to report that we have carefully examined the same and recommend that it do pass.

O. R. FEGAN,
Chairman of Committee.
J. J. SHAFFER,
F. S. PULLIAM.

Which bill was read second time and made special order for February 24 at 10 o'clock.

The same committee also submitted the following report on
House Bill No. 76;

Mr. President:

We, your Committee on Municipal Corporations, to whom was referred House Bill No. 76, being an act to provide for the incorporation of villages situate in two or more counties, and for the publishing therein of notices and other publications,

Beg leave to report that we have carefully examined the same and recommend that it do pass.

O. R. FEGAN,
Chairman of Committee.
J. J. SHAFFER,
F. S. PULLIAM.

Which bill was read second time and referred to Committee of the Whole.

Mr. Pitman of Oklahoma county, introduced
Council Bill No. 112, entitled "an act to decrease the rental of school lands held under school land lease by Jacob Copert."

Mr. Pringey of Lincoln county, introduced
Council Bill No. 113, entitled "an act amendatory to section 1 of article 28, chapter 72, the same being general section 595."

Mr. Clevinger moved
That a recess be taken until 7.30 o'clock.

Which motion prevailed.

So the Council took a recess.

EVENING SESSION.

The time having expired for which a recess was taken, the Council was called to order by the President.

The following message was received from the House:

GUTHRIE, February 23, 1893.

Mr. President:

I am directed by the House to transmit to your honorable body House Joint Resolution No. 7,
Which has been signed by the Speaker.

P. O. CASSIDY,
Chief Clerk.

The President then signed the resolution in the presence of the Council.

Mr. Ross moved

That the Council resolve itself into Committee of the Whole for the further consideration of
Council Bill No. 92.

Which motion prevailed.

So the Council resolved itself into Committee of the Whole with Mr. Ross in the chair.

At 10 o'clock the committee rose and through its chairman reported that they had had under consideration

Council Bill No. 92

And, as amended, recommend that it do pass.

L. P. Ross,
Chairman of Committee.

Mr. Fegan moved

That the bill be engrossed.

Which motion prevailed.

The Committee on Enrolled and Engrossed Bills submitted the following report:

Mr. President:

We, your Committee on Enrolled and Engrossed Bills, beg leave to report that we have carefully examined

Council Bill No. 66

And find it correctly engrossed.

J. W. CLEVINGER,
Chairman of Committee.
F. S. PULLIAM.

Mr. Shaffer moved

That the Council do now adjourn.

The roll being called there were:

Yeas, 7.

Nays, 4.

Those voting in the affirmative were:
Clevinger, Fegan, Pitman, Pringey, Shaffer, Wrightsman and Mr. President.

Those voting in the negative were:
Canon, Lane, Pulliam and Ross.

So the motion prevailed.

And the Council adjourned.

ED. L. DUNN,
Chief Clerk.

Approved February 24, 1893.

FORTY-SIXTH DAY.

GUTHRIE, O. T., February 24, 1893.

Council met pursuant to adjournment and was called to order by the President.

Roll call showed all present except
Carswell, Fegan and Pitman of whom
Messrs. Fegan and Pitman afterwards reported.

Prayer by Chaplain Boggess.

Journal of February 23 read and approved.

Council Bill No. 112 was read second time.

Mr. Clevinger moved

That the bill be referred to a special committee of three to be appointed by the President to investigate said bill and report on or before Tuesday, February 28.

Which motion prevailed.

The President appointed as members of such committee:
Messrs. Clevinger, Canon and Pulliam.

Council Bill No. 113

Was read second time and referred to the Committee of the Whole.

Council Bill No. 114

Was read second time and referred to Committee of the Whole.

Mr. Fegan moved that

House Bill No. 54

Be recommitted to the Committee of the Whole with instructions to eliminate all amendments.

Mr. Pitman demanded a call of the House.

Which was ordered, and the call showed

Messrs. Carswell, Clevinger and Mr. President as absent.

And the sergeant-at-arms was instructed to bring in the absent members.

Mr. Fegan moved

That further proceedings under call of the House be dispensed with.

Which motion prevailed.

Mr. Carswell, on request of Mr. McCartney, was excused until February 24.

Mr. Pringey moved, as a substitute to the pending motion by Mr. Fegan,

That the Council resolve itself into Committee of the Whole for the consideration of

House Bill No. 89.

Which substitute prevailed.

So the Council resolved itself into a Committee of the Whole with Mr. McCredie in the chair.

At 10:15 o'clock the committee rose and through its chairman reported that they had had under consideration

House Bill No. 89

And recommend that it do pass, and the bill was then read the third time.

Shall the bill pass?

The roll being called there were:

Yeas, 9.

Nays, 0.

Those voting in the affirmative were:

Canon, Clevinger, Fegan, Lane, McCredie, Pringey, Pulliam, Ross and Shaffer.

So the bill passed.

The title was agreed to.

The Committee on Public Institutions submitted the following report on

Council Bill No. 107.

Mr. President:

Your Committee on Public Institutions, beg leave to report that we have had under consideration

Council Bill No. 107

And recommend that it do pass.

J. J. SHAFFER,
Chairman Committee.

HUGH MCCREDIE,

J. C. PRINGEY,

J. P. LANE,

Committee on Public Institutions.

Which bill was read second time and referred to the Committee of the Whole.

Mr. Ross moved

That the Council do now resolve itself into a Committee of the Whole for the the consideration of

Council Bill No. 107.

Which motion prevailed.

The following messages were received:

Mr. President:

I am directed by the House to transmit to your honorable body House Bill No. 66,

Which the House has passed and respectfully ask your concurrence therein.

Respectfully,

P. O. CASSIDY,
Chief Clerk.

Mr. President:

In compliance with your request of February 28 I am directed by the House to transmit to your honorable body a complete record of

Council Current Resolution No. 10

In the House, which is herein enclosed.

Truly yours,

P. O. CASSIDY,
Chief Clerk.

House Bill No. 66

Was read first time and referred to the Committee on Agriculture and Highways.

Mr. Pringey moved

That House amendments to

Council Current Resolution No 10

Be non-concurred in.

The roll being called there were:

Yeas, 8.

Nays, 0.

Those voting in the affirmative were:

Canon, Clevinger, Fegan, Lane, McCredy, Pitman, Pringey, Ross and Shaffer.

So the amendments were non-concurred in.

The Council now resolved itself into Committee of the Whole, on the motion of Mr. Ross for the consideration of

Council Bill No. 107

With Mr. Fegan in the chair.

At 11 o'clock the committee rose and through its chairman reported that they had under consideration

Council Bill No. 107

And recommend that it do pass.

O. R. FEGAN,
Chairman Committee.

Mr. Ross moved

That the bill be ordered engrossed.

The roll being called there were:

Yeas, 10.

Nays, 0.

Those voting in the affirmative were:

Clevinger, Fegan, Lane, McCredie, Pitman, Pulliam, Ross, Shaffer, Wrightsman and Mr. President.

Mr. Ross of Cleveland county introduced

Council Bill No. 115. Entitled an act to prohibit officers of this Territory from accepting and using free passes from any railroad or transportation company.

Which bill was read first time by title and referred to the Committee on Railroads and Corporations.

Mr. McCartney of Kingfisher county introduced

Council Bill No. 116. An act providing for the allowance and payment of indebtedness heretofore created by the City of Kingfisher, etc.

Which bill was read first time by its title and referred to the Committee on Municipal Corporations.

Mr. Wrightsman moved

That the Council resolve itself into a Committee of the Whole for the consideration of

Council Bill No. 110.

Which motion prevailed.

So the Council resolved itself into Committee of the Whole with Mr. Ross in the chair.

At 11:45 the committee rose and through its chairman reported that they had had under consideration

Council Bill No. 110

And recommend that it do pass.

L. P. Ross,
Chairman Committee.

Mr. Ross moved

That the rules be suspended, the bill be considered engrossed, read a third time and placed upon its final passage.

The roll being called there were:

Yeas, 8.

Nays, 0.

Those voting in the affirmative were:

Canon, Fegan, Lane, McCredie, Pitman, Ross, Shaffer, Mr. President.

Shall the bill pass?

The roll being called there were:

Yeas, 8.

Nays, 0.

Those voting in the affirmative were:

Canon, Fegan, Lane, McCredie, Pitman, Ross, Shaffer, Mr. President.

Mr. McCredie moved

That the Council concur in House amendments to

Council Bill No. 33.

The roll being called there were:

Yeas, 8.

Nays, 0.

Those voting in the affirmative were:

Canon, Fegan, Lane, McCredie, Pitman, Ross, Shaffer, Mr. President.

Mr. McCartney of Kingfisher county introduced

Council Bill No. 117. Entitled an act providing for the location of a Territorial Penitentiary..

Which bill was read first time by title and referred to the Committee on Public Institutions.

Mr. McCartney was excused until Monday, February 27, at 4 o'clock.

Mr. Ross moved

That the Council take a recess until 2 o'clock.

Which motion prevailed.

So the Council took a recess.

AFTERNOON SESSION.

The time for which a recess was taken having expired the Council was called to order by the President pro tem.

The Committee on Enrolled and Engrossed bills submitted the following report:

Mr. President:

We, your Committee on Enrolled and Engrossed Bills have examined Council Bill No. 90

And find it correctly enrolled.

J. W. CLEVINGER,
Chairman Committee.
F. S. PULLIAM.

Said bill was then read third time in full and placed upon its final passage.

Shall the bill pass?

The roll being called there were:

Yeas, 11.

Nays, 0.

Those voting in the affirmative were;

Canon, Clevinger, Fegan, Lane, McCredie, Pitman, Pringey, Pulliam, Ross and Shaffer.

The Committee on Public Institutions submitted the following report:
Mr. President:

Your Committee on Public Institutions, having had under consideration

Council Bill No. 95,

Beg leave to recommend that it do pass.

J. J. SHAFFER,
Chairman Committee.

J. C. PRINGEY,
HUGH MCCREDIE,
J. P. LANE.

Committee on Public Institutions.

Which bill was then read second time and referred to the Committee of the Whole.

The Committee on Ways and Means submitted the following report:
Mr. President:

We, your Committee on Ways and Means have had under consideration

Council Bill No. 88

And recommend that it do pass.

J. C. PRINGEY,
Chairman Committee.

O. R. FEGAN,
J. M. CANON,

Committee on Ways and Means.

Which bill was read second time and referred to the Committee of the Whole.

By unanimous consent Mr. Canon introduced

Council Bill No. 118. Entitled an act providing for the location of a collegiate normal and industrial school for colored pupils.

Which bill was read first time and referred to the Committee on Education.

The following message was received from the House:

GUTHRIE, February 24, 1893.

Mr. President:

I am directed by the House to transmit to your honorable body

Council Concurrent Resolution No. 11 and

Council Concurrent Resolution No. 13,

Which the House has concurred in.

Respectfully,
P. O. CASSIDY,
Chief Clerk.

The committee appointed to visit the Educational Institutions of the Territory asked for further time to report.

Mr. McCredie moved

That the committee be given until February 27 at 4 o'clock in which to report.

Which motion prevailed.

Mr. Pitman moved

That the Council resolve itself into a Committee of the Whole on the orders of the day.

Which motion prevailed.

So the Council resolved itself into Committee of the Whole with Mr. Pitman in the chair.

At 5:30 o'clock the committee rose and through its chairman reported that they had had under consideration

Council Bill No. 59,

And report progress and ask that the bill be postponed until Wednesday, March 1 at 10 o'clock; that

Council Bill No. 61

Was also considered and asked that it be postponed until Thursday, March 2 at 10 o'clock; that

Council Bill No. 81

Was considered and, as amended, recommend that it do pass; that

Council Bill No. 70

Was also considered and that they report progress and ask leave to sit again; that

Council Bill No. 76,

Council Bill No. 50 and

Council Bill No. 36 and

House Bill No. 8

Were also considered and that they recommend that they do pass.

L. G. PITMAN,

Chairman of Committee.

The Committee on Municipal Corporations submitted the following report:

Mr. President:

We, your Committee on Municipal Corporations, to whom was referred Council Bill No. 108,

Beg leave to report that we have examined the same and recommend that it do pass.

O. R. FEGAN,

Chairman of Committee.

J. J. SHAFFER,

F. S. PULLIAM.

Which bill was read second time and referred to the Committee of the Whole.

Mr. Lane asked consent to withdraw

Council Bill No. 58.

Which consent was granted.

Mr. Pitman moved

That a recess be taken until 7:30.

Which motion prevailed.

So the Council took a recess.

EVENING SESSION.

The time for which a recess was taken having expired the Council was called to order by the President pro tem.

Mr. Fegan moved

That the majority report on
Council Bill No. 29

Be adopted and the bill be rejected.

Mr. Pitman moved,

As a substitute for the motion of Mr. Fegan, that the minority report on said bill be adopted.

The roll being called upon the substitute there were:

Yeas, 5.

Nays, 6.

Those voting in the affirmative were:

Lane, Pitman, Pulliam, Ross and Wrightsman.

Those voting in the negative were:

Canon, Clevinger, Fegan, McCredie, Pringey and Shaffer.

So the substitute was lost.

The vote recurring upon the motion of Mr. Fegan, and the roll being called there were:

Yeas, 6.

Nays, 5.

Those voting in the affirmative were:

Canon, Clevinger, Fegan, McCredie, Pringey and Shaffer.

Those voting in the negative were:

Lane, Pitman, Pulliam, Ross and Wrightsman.

So the motion of Mr. Fegan prevailed.

And the report of the committee was adopted and the bill was rejected.

Mr. Fegan moved

That the report of the committee on
Council Bill No. 16

Be adopted and the bill be rejected.

The roll being called there were:

Yeas, 7.

Nays, 0.

Those voting in the affirmative were:

Canon, Clevinger, Fegan, McCredie, Pringey, Pulliam and Shaffer.

Present but not voting were:

Lane, Pitman, Ross and Wrightsman.

So the report of the committee was adopted and the bill was rejected.

Mr. Lane moved

That consideration on

Council Bill No. 47

Be postponed.

Which motion prevailed.

Mr. Fegan moved

That the vote by which the bill was postponed be reconsidered.

Which motion prevailed.

Mr. Pitman moved

That consideration of the bill be postponed for six days.

Which motion prevailed.

Mr. Pitman moved

That the Council resolve itself into Committee of the Whole for the consideration of

Council Bill No. 91.

Which motion prevailed.

So the Council resolved itself into Committee of the Whole with Mr. Pitman in the chair.

At 9:40 the committee rose and through its chairman reported that they had had under consideration

Council Bill No. 91,

Reported progress and asked leave to sit again on Tuesday, February 28, at 10 o'clock.

L. G. PITMAN,

Chairman of Committee.

Special Committee appointed to investigate and report on

Council Bill No. 112

Submitted their report, recommending that the bill amended by striking out the words "one hundred dollars" and inserting in lieu thereof the words "one hundred and thirty dollars" and recommend that the bill do pass as so amended.

J. W. CLEVINGER,

Chairman of Committee.

The Committee on Enrolled and Engrossed Bills submitted the following report:

Mr. President:

Your Committee on Enrolled and Engrossed Bills beg leave to report that we have carefully examined

Council Concurrent Resolution No. 11 and

Council Concurrent Resolution No. 13

And find them correctly enrolled.

J. W. CLEVINGER,

Chairman of Committee.

F. S. PULLIAM.

The President pro tem then signed said resolutions in the presence of the Council.

Mr. Clevinger moved

That the Council do now adjourn.

Which motion prevailed.

So the Council adjourned.

ED L. DUNN,
Chief Clerk.

Approved February 25, 1893.

FORTY-SEVENTH DAY.

GUTHRIE, O. T., February 25, 1893.

Council met pursuant to adjournment and was called to order by the President pro tem.

Roll call showed all present except:

Carswell, Fegan, Lane Wrightsman and Mr. President, of whom all but Mr. President afterward reported.

Prayer by Councilor Pulliam.

Mr. Clevinger moved

That the rules be suspended and the reading of the Journal be dispensed with and that the same be approved.

Which motion prevailed.

The roll being called there were:

Yeas, 6.

Nays, 1.

Those voting in the affirmative were:

Clevinger, Pitman, Pringey, Pulliam, Ross and Shaffer.

Voting in the negative:

Mr. McCredie.

So the motion prevailed.

Council Bill No. 112

Was ordered engrossed.

The following message was received from the House:

GUTHRIE, O. T., February 25, 1893.

Mr. President:

I am directed by the House to transmit to your honorable body House Concurrent Resolution No 11,

Which has been signed by the Speaker, and respectfully ask that your President also sign the resolution.

Truly yours,
P. O. CASSIDY,
Chief Clerk.

Which resolution was then signed in the presence of the Council by the President pro tem.

House Bill No. 76

Was then read third time and placed upon its final passage.

Shall the bill pass?

The roll being called there were:

Yeas, 8.

Nays, 0.

Those voting in the affirmative were:

Canon, Clevinger, Lane, McCredie, Pitman, Pulliam, Ross and Shaffer.

So the bill passed.

The title was agreed to.

Mr. Pitman moved

That the rules be suspended and that

Council Bill No. 50

Be considered engrossed, read a third time and placed upon its final passage.

The roll being called there were

Yeas, 9.

Nays, 0.

Those voting in the affirmative were:

Canon, Clevinger, Lane, McCredie, Pitman, Pulliam, Ross, Shaffer and Wrightsman.

Shall the bill pass?

The roll being called there were

Yeas, 9.

Nays, 0.

Those voting in the affirmative were:

Canon, Clevinger, Lane, McCredie, Pitman, Pulliam, Ross, Shaffer and Wrightsman.

So the bill passed.

The title was agreed to.

Mr. Ross moved

That Council Bill No. 81

Be ordered engrossed.

The roll being called there were:

Yeas, 9.

Nays, 0.

Those voting in the affirmative were:

Canon, Clevinger, Lane, McCredie, Pitman, Pulliam, Ross, Shaffer and Wrightsman.

Mr. Ross moved

That the rules be suspended, that

Council Bill No. 36

Be considered engrossed, read a third time and placed upon its final passage.

The roll being called there were:

Yeas, 8.

Nays, 1.

Those voting in the affirmative were:

Canon, Clevinger, Lane, McCredie, Pulliam, Ross, Shaffer and Wrightsman.

Voting in the negative:

Mr. Pitman.

Shall the bill pass?

The roll being called there were.

Yeas, 8.

Nays, 1.

Those voting in the affirmative were:

Canon, Lane, McCredie, Pringey, Pulliam, Ross, Shaffer and Wrightsman.

Voting in the negative:

Mr. Pitman.

Mr. Wrightsman of Pottawatomie county introduced

Council Bill No. 119, entitled an act declaring the mutilation of legislative bills or resolutions, or the secretion or destruction or stealing thereof to be a felony.

Which bill was read first time by its title and referred to the Committee of the Whole.

Mr. Ross moved

That the Council resolve itself into Committee of the Whole on the calendar.

Which motion prevailed.

So the Council resolved itself into Committee of the whole, with Mr. Ross in the chair.

At 10:30 the committee rose, and through its chairman, reported that they had under consideration

Council Bill No. 89, substitute for Council Bill No. 73,

And recommend that

Council Bill No. 73

Do pass as amended. Also consideration of

Council Bill No. 48

And two substitutes therefor, reporting progress thereon, and asked leave to sit again at 2 o'clock p. m.

L. P. Ross,
Chairman of Committee.

Mr. Pitman was excused until Monday, February 27 at 4 o'clock.

The Chief Clerk was excused until Tuesday morning, February 28.

Mr. Wrightsman moved

That the Council do now take a recess until 2 o'clock.

Mr. Ross moved as a substitute

That the Council do adjourn until Monday, February 27, at 10 o'clock.

The roll being called on the substitute offered by Mr. Ross there were:

Yeas, 8.

Nays, 4.

Those voting in the affirmative were:

Canon, Carswell, Fegan, McCredie, Pringey, Ross and Shaffer.

Those voting in the negative were:

Clevinger, Lane, Pulliam and Wrightsman,

So the substitute prevailed.
And the council adjourned.

ED. L. DUNN,
Chief Clerk.

Approved February 27, 1893.

FORTY-NINTH DAY.

GUTHRIE, O. T., February 27, 1893.

Council met pursuant to adjournment and was called to order by the President.

Roll call showed all present except:

Fegan, Pulliam and Shaffer.

Mr. Fegan afterward reported.

Prayer by Chaplain Boggess.

Journal of February 25 read and approved.

Mr. Shaffer was excused until to-morrow at 2 o'clock.

Council Bill No. 119

Was read second time.

Mr. Ross moved

That the Council do now take a recess for ten minutes.

Which motion prevailed.

So the Council took a recess.

The time for which a recess was taken having expired the Council was called to order by the President.

And Mr. Pitman was called to the chair.

Mr. Wrightsman moved

That the Council do now resolve itself into Committee of the Whole for consideration of

Council Bill No 119.

Which motion prevailed.

So the Council resolved itself into Committee of the Whole, with Mr. Clevinger in the chair.

At 11:30 the committee rose, and through its chairman, reported that they had had under consideration

Council Bill No. 119

And as amended recommend that it do pass.

House Bill No. 79

Was read second time and made special order for to-morrow at 10 o'clock.

Council Bill No. 73

Was read third time and placed upon its final passage.

Shall the bill pass?

The roll being called there were:

Yeas, 7.

Nays, 1.

Those voting in the affirmative were:

Canon, Carswell, Clevinger, Fegan, Lane, McCredie and Pitman.

Voting in the negative:

Mr. Ross.

So the bill passed.

The title was agreed to.

Council Bill No. 112

Was read third time and placed upon its final passage.

Shall the bill pass?

The roll being called there were:

Yeas, 4.

Nays, 3.

Those voting in the affirmative were:

Canon, Carswell, Clevinger and Pitman.

Those voting in the negative were:

Fegan, Lane and McCredie.

So the bill was lost.

The following report was submitted by the Committee on Judiciary:

Mr. President:

Your Committee on Judiciary, to whom was referred

Council Bill No. 109, being an act relating to foreign contracts,

Beg leave to report the same back with the recommendation that it do not pass.

C. H. CARSWELL,
Chairman of Committee.
J. W. CLEVINGER,
O. R. FEGAN,
C. J. WRIGHTSMAN.
JOHN M. CANON,

Mr. Fegan moved

That the report of the committee be adopted and the bill rejected.
Which motion prevailed.

Mr. Clevinger moved

That the Council do now take a recess until 2 o'clock.

Which motion prevailed.

So the Council took a recess.

AFTERNOON SESSION.

The time for which a recess was taken having expired the Council was called to order by Councilor Fegan, at the request of the President.

Mr. Wrightsman was excused until to-morrow.

The Committee on Judiciary submitted the following report on
Council Bill No. 102,
Council Bill No. 104 and
Council Bill No. 111:

On Council Bill No. 102:

Mr. President:

Your Committee on Judiciary having had under consideration
Council Bill No. 102, being an act relating to exempt property,
Beg leave to report the same back with the recommendation that it do
pass as amended.

C. H. CARSWELL,
Chairman of Committee.
J. W. CLEVINGER.
J. M. CANON.

On Council Bill No. 104:

Mr. President:

Your Committee on Judiciary having had under consideration
Council Bill No. 104, being an act relating to forcible entry and de-
tainer,
Beg leave to report the same back with the recommendation that it do
not pass.

C. H. CARSWELL,
Chairman of Committee.
J. W. CLEVINGER,
O. R. FEGAN,
C. J. WRIGHTSMAN,
J. M. CANON.

On Council Bill No. 111 as follows:

Mr. President:

Your Committee on Judiciary having had under consideration
Council Bill No. 111, an act relating to procedure,

Beg leave to report the same back with the recommendation that it do pass.

C. H. CARSWELL,
Chairman Committee.
J. W. CLEVINGER,
O. R. FEGAN,
C. J. WRIGHTSMAN,
J. M. CANON,
Committee on Judiciary.

Council Bill No. 102

Was read second time and referred to the Committee of the Whole.

Council Bill No. 104

Was made special order for March 2 at 10 o'clock.

Council Bill No. 111

Was read second time and made special order for tomorrow at 10 o'clock.

The same committee also submitted the following report on

Council Bill No. 40:

Mr. President:

Your Committee on Judiciary, having had under consideration

Council Bill No. 40. Being an act relating to the collection of revenue,

Beg leave to report the same back with the recommendation that it do not pass.

C. H. CARSWELL,
Chairman Committee.
J. W. CLEVINGER,
C. J. WRIGHTSMAN,
J. M. CANON,
Committee on Judiciary.

Mr. Carswell moved

That the report of the committee be adopted and the bill rejected.

The roll being called there were:

Yeas, 9.

Nays, 0.

Those voting in the affirmative were:

Canon, Carswell, Clevinger, Fegan, Lane, McCredie, Pitman, Pringey, and Ross.

So the bill was rejected.

House Bill No. 8

Was made a special order for March 1 at 2 o'clock.

Mr. Carswell of Canadian county, introduced

Council Bill No. 120, entitled "an act to prevent the importation of diseased cattle into the Territory of Oklahoma."

Which bill was read first time and referred to the Committee on Judiciary.

Mr. Carswell moved

That the Council do now take a recess until 7:30 o'clock this evening.

Which motion prevailed.

So the Council took a recess.

EVENING SESSION.

The time for which a recess was taken having expired the Council was called to order by the President pro tem.

The Committee on Enrolled and Engrossed Bills submitted reports on
Council Bill No. 107,
Council Bill No. 33,
Council Bill No. 14,
House Concurrent Resolution No. 2,
House Concurrent Resolution No. 9,
House Concurrent Resolution No. 11,
House Concurrent Resolution No. 12 and
House Concurrent Resolution No. 13,
House Bill No. 58,
Council Bill No. 81 and
House Joint Resolution No. 5.

They reported that they had carefully examined

House Concurrent Resolution No. 2,
House Concurrent Resolution No. 9,
House Concurrent Resolution No. 11,
House Concurrent Resolution No. 12,
House Concurrent Resolution No. 13,
House Joint Resolution No. 5,
House Bill No. 58,
House Substitute for Council Bill No. 14 and
Council Bill No. 33

And found them correctly enrolled, also that they had carefully examined

Council Bill No. 81 and

Council Bill No. 107

And found them correctly engrossed.

Mr. Lane moved

That Council Bill No. 119

Be engrossed.

The roll being called there were:

Yeas, 7.

Nays, 0.

Those voting in the affirmative were:

Carswell, Clevinger, Fegan, Lane, McCredie, Pulliam, Mr. President.

So the bill was ordered engrossed.

Mr. Fegan of Logan county, introduced

Council Bill No. 121, an act relating to corporations.

Which bill was read first time and referred to the Committee on Corporations.

Mr. McCredie moved

That the Council resolve itself into Committee of the Whole for the consideration of

Council Bill No. 114.

Which motion prevailed.

So the Council resolved itself into Committee of the Whole with Mr. Lane in the chair.

At 8:30 o'clock the Committee rose and through its chairman reported that they had had under consideration

• Council Bill No. 114, substitute for Council Bill No. 79,

Reported progress and asked leave to sit again.

J. W. CLEVINGER,
Chairman of Committee.

Mr. Carswell moved

That the Council resolve itself into Committee of the Whole for the consideration of

Council Bill No. 48, and its substitutes.

Which motion was lost.

Mr. Ross moved

That the Council resolve itself into Committee of the Whole for the consideration of

Council Bill No. 70.

Which motion prevailed.

So the Council resolved itself into Committee of the Whole with Mr. Lane in the chair.

At 9:45 o'clock the committee rose and through its chairman reported that they had had under consideration

Council Bill No. 70,

And reported progress and asked leave to sit again.

Mr. Ross was excused until March 1.

Mr. Lane moved

That the Council do now adjourn.

Which motion prevailed.

So the Council adjourned.

ED. L. DUNN,
Chief Clerk.

Approved February 28, 1893.

FIFTIETH DAY.

GUTHRIE, O. T., February 28, 1893.

Council met pursuant to adjournment at 10 o'clock and was called to order by the President.

Roll call showed all present except
Messrs. Fegan and Ross.

Mr. Fegan afterwards reported.

Prayer by Councilor Lane.

Journal of February 27 read and approved as amended.

Mr. Clevinger of First district introduced

Council Bill No. 122. Entitled "An act naming that portion of the Territory known as "G" county, "Morrison" county.

Which bill was read first time and referred to the Committee of the Whole, and made special order for tomorrow at 10 o'clock.

House Bill No. 8

Was read third time.

Shall the bill pass?

The roll being called there were:

Yeas, 11.

Nays, 0.

Those voting in the affirmative were:

Canon, Carswell, Clevinger, Fegan, Lane, McCredie, Pitman, Pringey, Pulliam, Shaffer and Wrightsman.

So the bill passed.

The title was agreed to.

The Committee on Enrolled and Engrossed Bills made the following report:

Mr. President:

Your Committee on Enrolled and Engrossed Bills, beg leave to report that we have carefully examined

Council Bil No. 107

And find it correctly engrossed.

J. W. CLEVINGER,

Chairman Committee.
F. S. PULLIAM.

Mr. Fegan moved

That the bill be read third time and placed on its final passage.

Which motion prevailed.

Shall the bill pass?

The roll being called there were:

Yeas, 2.

Nays, 9.

Those voting in the affirmative:

Carswell and Lane.

Those voting in the negative were:

Canon, Clevinger, Fegan, McCredie, Pitman, Pulliam, Shaffer, Wrightsman and Mr. President.

So the bill was lost.

Mr. McCredie moved.

That the Council resolve itself into a Committee of the Whole for the consideration of

Council Bill No. 114,

Substitute for Council Bill No. 79,

And for the consideration of

Council Bill No. 111.

Which motion prevailed.

So the Council resolved itself into Committee of the Whole with Mr. Canon in the chair.

At 11:45 the committee rose, and through its chairman, reported that they had had under consideration

Council Bill No. 114, substitute for Council Bill No. 79,

And recommend that it do pass.

Also that they had had under consideration

Council Bill No. 47

And recommend that it do pass as amended.

J. M. CANON,
Chairman of Committee.

Mr. Pulliam of Logan county introduced

Council Resolution No. 6, providing for employment of additional enrolling and engrossing clerks for the Council.

And moved its adoption.

The roll being called there were:

Yeas, 9.

Nays, 0.

Those voting in the affirmative were:

Canon, Carswell, Clevinger, Fegan, Lane, Pitman, Pulliam, Shaffer and Mr. President:

So the resolution was adopted.

Mr. Carswell of Canadian county introduced

Council Bill No. 123, relating to procedure civil.

Which bill was read first time by title and referred to the Committee on Judiciary.

The Committee on Agriculture and Highways submitted the following report:

Mr. President:

Your Committee on Agriculture and Highways having had under consideration

Council Bill No. 85 and

House bill No. 47, relating to roads and highways,

Beg leave to return the same with the recommendation that their further consideration be referred to the Committee of the Whole.

J. M. CANON,
Chairman of Committee.

C. H. CARSWELL,

J. J. SHAFFER,

J. C. PRINGEY,

C. J. WRIGHTSMAN.

Mr. Lane moved

That the Council do now take a recess until 2 o'clock.

Which motion prevailed.

So the Council took a recess.

AFTERNOON SESSION.

The time having expired for which a recess was taken the Council was called to order by the President pro tem.

A message in compliance with

House Concurrent Resolution No. 11

Was received from the Secretary of the Territory giving the names of foreign corporations which have complied with the laws of the Territory and are doing business in the Territory, and said message was read in full and ordered filed.

Mr. Wrightsman moved

That a committee of three be appointed by the President to consider the most needful and pressing legislation and to confer with the House and recommend to the Council for the purpose of revision of the calendar.

Mr. Carswell offered

The following substitute: That the Council meet at 7:30 p. m. each evening for the purpose of arranging the work for the following day.

The substitute was adopted

The Judiciary Committee reported as follows:

On Council Bill No. 120

And recommend its passage.

On Council Bill No. 123,

Reporting a substitute.

On Council Bill No. 39,

That it pass as amended by the Committee.

On Council Bill No. 106,

That it be referred to the Committee of the Whole and ordered printed.

The following Bills were referred to the Committee of the Whole:

Council Bill No. 106,

Council Bill No. 123,

Council Bill No. 39.

Mr. Pitman moved

That a committee of five be appointed by the President on the apportionment of the Territory into council and representative districts.

Motion carried.

Mr. President appointed Messrs. Pitman, Fegan, Lane, Shaffer and Pulliam.

The Committee on Municipal Corporations reported favorably on Council Bill No. 121

With amendments.

The bill was then read a second time.

Mr. Carswell moved

That the committee appointed under Mr. Pitman's motion be reorganized and that the President of the Council make the appointments so as to give representation to both the Eastern and Western portions of the Territory.

Motion carried.

Mr. Fegan moved

That the Council resolve itself into Committee of the Whole on Council Bill No. 121.

At 3 o'clock the committee rose, and through its chairman, reported that they had had under consideration

Council Bill No. 121

And as amended do recommend that it pass.

C. J. WRIGHTSMAN,
Chairman of Committee.

Said bill was read a second time and ordered engrossed.

Mr. Wrightsman moved

That the Council resolve itself into Committee of the Whole on Council Bill No 39.

Motion carried, with C. J. Wrightsman in the chair.

At 4 o'clock the committee rose, and through its chairman, reported that they had had under consideration

Council Bill No. 39

and as amended recommend that it do pass.

The bill was ordered engrossed.

The Committee on Enrolled and Engrossed Bills reported

Council Bill No. 119 and

Council Bill No. 111

As correctly engrossed.

Council Bill No. 119

Was read a third time and passed.

Yeas, 9.

Nays, 0.

The title of the bill was agreed to.

Council Bill No. 111

Was read a third time and passed.

Yeas, 8.

Nays, 3.

Those voting in the affirmative were:

Canon, Carswell, Clevinger, Lane, McCredie, Pitman, Pringey and Pulliam.

Those voting in the negative were:

Fegan, Shaffer and Wrightsman.

The title was agreed to as amended.

Mr. Clevinger moved

A call of the house.

The roll call showed nine members present and Messrs. Pringey, McCredie and McCartney absent, and Mr. Ross excused.

The sergeant-at-arms was directed to bring in absentees.

The President pro tem. of the Council then signed, in the presence of the Council,

House Concurrent Resolution No. 2,

House Concurrent Resolution No. 9 and

House Bill No. 58.

The President appointed as members of the committee to apportion the Territory into Council and Representative districts, Messrs. Pitman, Shaffer, Carswell, McCartney and Pulliam.

The resignation of Ed. L. Dunn as Chief Clerk was submitted and read.

Mr. Clevinger moved

That the resignation be accepted and that a committee of three be appointed by the President to draft resolutions of thanks for the efficient services of Mr. Dunn and for his courteous and obliging demeanor as such officer.

Motion carried.

The President of the Council then appointed Messrs. Pitman, Fegan and Lane as such committee.

Mr. Clevinger then placed in nomination Mr. J. C. Hofius to fill the office made vacant by the resignation of Mr. Dunn.

The vote was called with the following result:

Yeas, 11.

Nays, 0.

Those voting in the affirmative were:

Canon, Carswell, Clevinger, Fegan, Lane, McCredie, Pitman, Pringey, Pulliam, Shaffer and Wrightsman.

Mr. Clevinger then nominated G. A. Colton to Assistant Chief Clerk.

The vote was called with the following result:

Yeas, 11.

Nays, 0.

Those voting in the affirmative were:

Canon, Carswell, Clevinger, Fegan, Lane, McCredie, Pitman, Pringey, Pulliam, Shaffer and Wrightsman.

Those voting in the negative were: None.

The oath of office was then administered to Chief Clerk Hofius by Councilor Clevinger, and the oath of office to Assistant Chief Clerk Colton by Councilor Carswell.

Mr. Clevinger moved

That the Council take a recess until 7:30 p. m.

Which motion prevailed.

So the Council took a recess.

EVENING SESSION.

The time for which a recess was taken having expired the Council was called to order by Mr. President.

The committee appointed to draft resolutions in reference to the late Chief Clerk Dunn, reported the following:

GUTHRIE, O. T., March 1, 1893.

Resolved, That the thanks of the Council be extended to Hon. Edwin L. Dunn, late Chief Clerk of the Council, for the able and efficient manner in which he has performed the duties of his office and for the uniform courtesy that he has shown toward the members of this Legislative Assembly.

L. G. PITMAN,
Chairman of Committee.
J. P. LANE,
O. R. FEGAN.

The resolution was unanimously adopted.

Mr. Clevinger moved

To reconsider the vote by which

Council Bill No. 111

Was passed.

Mr. Wrightsman moved

The previous question.

The call for the previous question was seconded by the requisite number, and the roll being called the vote stood:

Yeas, 5.

Nays, 7.

Those voting in the affirmative were:

Clevinger, Fegan, Shaffer, Wrightsman and Mr. President.

Those voting in the negative were:

Canon, Carswell, Lane, McCredie, Pitman, Pringey and Pulliam.

And the call for the previous question was not sustained.

On the motion to reconsider the vote was as follows:

Yeas, 10.

Nays, 2.

Those voting in the affirmative were:

Canon, Clevinger, Fegan, Lane, Pitman, Pringey, Pulliam, Shaffer, Wrightsman and Mr. President.

Those voting in the negative were:

Carswell and McCredie.

And the motion to reconsider prevailed.

Mr. Lane moved

That further consideration of the bill be deferred until 2 o'clock tomorrow and that it be made special at that time.

Which motion prevailed.

On motion of Mr. Fegan

The Council adjourned.

J. C. HOFIUS,
Chief Clerk.

Approved March 1, 1893.

FIFTY-FIRST DAY.

GUTHRIE, O. T., March 1, 1893.

Council met pursuant to adjournment and was called to order by the President.

Roll call showed all present except

Canon, Fegan, Ross and Wrightsman.

All of whom reported afterwards except Mr. Ross, he being excused.

Prayer by Chaplain Boggess.

Journal of February 28 read and approved.

The President then appointed as members of the committee to provide additional Enrolling and Engrossing Clerks

Messrs. Clevinger, Pulliam and Lane.

Mr. G. A. Colton tendered his resignation as Assistant Chief Clerk.

Mr. Pitman moved

That the resignation be accepted.

Which motion prevailed.

Mr. G. A. Colton was then appointed as Assistant Enrolling and Engrossing Clerk.

The oath of office was then administered to him by Councilor Clevinger.

Council Bill No. 122

Was then read second time.

Mr. Pringey moved

That the Council resolve itself into Committee of the Whole for consideration of

Council Bill No. 104.

Which motion prevailed.

So the Council resolved itself into Committee of the Whole with Mr. Wrightsman in the chair.

At 10:30 the committee rose and through its chairman reported that they had had under consideration

Council Bill No. 104

And recommend that it do pass.

C. J. WRIGHTSMAN,
Chairman Committee,

Messrs. Pitman and McCartney were excused until tomorrow at 10 o'clock.

The Committee on Enrolled and Engrossed Bills reported on

House Bill No. 79

As follows:

Mr. President:

Your Joint Committee on Enrolled and Engrossed Bills have examined

House Bill No. 79. "An act to legalize the six mill tax in the City of Guthrie."

And find it correctly enrolled.

J. K. ALLEN,
JOHN PFAFF,
On the part of House.
J. W. CLEVINGER,
F. S. PULLIAM,
On the part of Council.

The President then signed, in the presence of the Council

House Concurrent Resolution No. 11,

House Concurrent Resolution No. 12,

House Concurrent Resolution No. 13 and

Council Bill No. 33 and

House Substitute for Council Bill No 14.

Mr. Wrightsman moved

That the Council do now take a recess until 2 o'clock.

Which motion prevailed.

So the Council took a recess.

AFTERNOON SESSION.

The time for which a recess was taken having expired the Council was called to order by the President pro tem.

The following messages were received from the House:

Mr. President:

I am directed by the House to transmit to your honorable body

House Concurrent Resolution No. 14

Which the House has adopted and respectfully ask your concurrence therein.

Respectfully,
P. O. CASSIDY,
Chief Clerk.

Mr. President:

I am directed by the House to transmit to your honorable body

Council Bill No. 43 and

House Substitute for Council Bill No. 43,

Which the House has passed and respectfully ask your concurrence therein.

Respectfully,
P. O. CASSIDY,
Chief Clerk.

GUTHRIE, O. T., March 1, 1893.

Mr. President:

I directed by the House to transmit to your honorable body

Council Concurrent Resolution No. 12,

Which the Council has concurred in.

House Bill No. 5,

Which the House has passed and respectfully ask your concurrence therein.

Yours truly,
P. O. CASSIDY,
Chief Clerk.

Council Bill No. 5

Was read first time and referred to Committee on Education.

Mr. Shaffer of Payne county introduced

Council Joint Resolution No. 8

And moved its adoption.

Which resolution recommends the accepting of the provisions of the act of Congress adopted August 13.

The roll being called there were:

Yeas, 9.

Nays, 0.

The following members voted in the affirmative:

Canon, Clevinger, Fegan, Lane, McCredie, Pringey, Pulliam, Shaffer and Wrightsman.

Carswell, Pitman, Ross and Mr. President being absent and not voting.

The resolution was declared adopted.

House Concurrent Resolution No. 14

Was read.

Mr. Fegan moved its adoption.

The roll being called there were:

Yeas, 9.

Nays, 0.

The members voting in the affirmative were:

Canon, Clevinger, Fegan, Lane, McCredie, Pringey, Pulliam, Shaffer and Wrightsman.

The resolution was adopted.

Mr. Shaffer moved that

House Substitute for Council Bill No. 43

Be read the second time by title and referred to the Committee of the Whole.

Which motion prevailed.

Mr. Wrightsman of Pottawatomie county introduced

Council Bill No. 124

Which was read first time by title and was referred to the Committee of the Whole.

Council Bill No. 111

Was placed on its final passage.

Shall the bill pass?

The roll being called there were:

Yeas, 0.

Nays, 8.

Those voting in the negative were:

Canon, Clevinger, Fegan, Lane, Pringey, Pulliam, Shaffer, Wrightsman.

So the bill was lost.

Mr. Canon of Canadian county moved

That the Council resolve itself into Committee of the Whole for the consideration of

Council Bill No. 85 and

Council Bill No. 123 and

House Bill No. 47.

Which motion prevailed.

Mr. Canon was called to the chair.

A 3 o'clock the committee rose and through its chairman reported progress on

Council Bill No. 85 and

House Bill No. 47

And asked leave to sit again, and recommended that
Council Bill No. 123
Do pass.

J. M. CANON,
Chairman Committee.

Mr. Canon moved
That the Council go into Committee of the Whole on
Council Bill No. 88.

Which motion prevailed.

Mr. Wrightsman in the chair.

At 3 o'clock the committee rose and through its chairman reported
progress and asked permission to sit again.

Bill was ordered printed.

Committee on Enrolled and Engrossed Bills reported on
Council Bill No. 114 and
Council Bill No. 54

As follows:

Mr. President:

We, your Committee on Enrolled and Engrossed Bills, have passed on
Council Bill No. 114 and
Council Bill No. 111
And find them correctly engrossed.

J. W. CLEVINGER,
F. S. PULLIAM.

Mr. Wrightsman moved
That the Council go into Committee of the Whole on orders of
the day.

Which motion prevailed, with Mr. Canon in the chair.

At 3:45 o'clock the committee rose, and through its chairman, re-
ported that they had had under consideration

Council Bill No. 113,
Council Bill No. 114,
Council Bill No. 70 and
Council Bill No. 108

And recommend that
Council Bill No. 113
Do pass as amended.

That Council Bill No. 114
Do pass.

That Council Bill No. 70
Do pass as amended.

On Council Bill No. 108

The committee reported progress and asked leave to sit again.

J. M. CANON,
Chairman of Committee.

Mr. Wrightsman moved
That the Council resolve itself into Committee of the Whole for the
consideration of
Council Bill No. 91.
Which motion prevailed.

So the Council resolved itself into Committee of the Whole, with Mr. Lane in the chair.

At 4:10 the Committee rose, and through its chairman, reported that they had had under consideration

Council Bill No. 91,

And reported progress and asked leave to sit again.

J. P. LANE,
Chairman of Committee.

Said bill was then ordered printed.

Mr. Lane moved

A reconsideration of the vote by which

Council Bill No. 107

Was lost.

The roll being called there were:

Yeas, 9.

Nays, 0.

Those voting in the affirmative were: .

Carswell, Clevinger, Fegan, Lane, Pringey, Pulliam, Ross, Shaffer and Wrightsman.

The consideration of the bill was made special order for 10 o'clock tomorrow on final passage.

Mr. Lane rising to a question of personal privilege, stated that an article had appeared in the "Daily Leader" stating that in the report of the committee appointed to investigate the educational institutions, their report had showed that Mr. Lane was associated with the superintendent of buildings of the Agricultural and Mechanical college at a salary of \$5 per day.

Mr. Lane said the statement was false, as no such statement was made in the report.

Mr. Ross moved

That a recess be taken until 7:30 o'clock.

Which motion prevailed.

So the Council took a recess.

EVENING SESSION.

The time for which a recess was taken having expired the Council was called to order by the President pro tem.

Council Bill No. 54 and

Council Bill No. 85

Were read second time.

Mr. Carswell of Canadian county, introduced

Council Bill No. 125, entitled "an act relating to appeals in civil cases."

Which bill was read first time by title and referred to the Committee

on Judiciary.

The Committee on Judiciary submitted the following report on Council Bill No. 105:

Mr. President:

Your Committee on Judiciary having had under consideration Council Bill No. 105, being an act to amend section 20, of article 2, of chapter 70 being part of the act prescribing a code of "Civil Procedure."

Beg leave to report the same back with the recommendation that it do not pass.

C. H. CARSWELL,
Chairman of Committee.
J. M. CLEVINGER,
O. R. FEGAN,
Members of Committee.

Mr. Fegan moved

That the report of the committee be adopted and the bill be rejected.

The roll being called there were:

Yeas, 9.

Nays, 0.

The members voting in the affirmative were:

Canon, Carswell, Clevinger, Fegan, Lane, McCredie, Pringey, Pulliam and Shaffer.

So the bill was rejected.

Committee on Judiciary reported adversely on Council Bill No. 18,

Which report is as follows:

Mr. President:

Your Committee on Judiciary having had under consideration Council Bill No. 18, being an act to repeal section 6526,

Beg leave to report the same back with the recommendation that it do not pass.

C. H. CARSWELL,
Chairman of Committee.
J. W. CLEVINGER,
O. R. FEGAN.

Mr. Fegan moved

That the report be adopted.

The roll being called the following members voted aye:

Canon, Carswell, Clevinger, Fegan, Lane, McCredie, Pringey, Pulliam and Shaffer.

There being nine members who voted in the affirmative, the bill was lost.

Committee on County Affairs reported on

Council Bill No. 55

As follows:

Mr. President:

We, your Committee on County Affairs, to whom was referred Council Bill No. 55,

Having had the same under consideration and recommend that it do pass.

J. P. LANE,
Chairman of Committee.
L. P. POSS,
J. M. CANON.

Which bill was read second time.

The Joint Committee appointed to visit the Educational Institutions of the Territory, through their chairman, Councilor Pringey, submitted their report.

While the report was being read Mr. Clevinger moved
To suspend further reading of the report.

Which motion was withdrawn.

The reading of the report was then continued and completed.

GUTHRIE, Oklahoma, March 1, 1893.

To the Legislative Assembly of the Territory of Oklahoma:

We, your committee appointed by the House and Council of the Legislative Assembly on February 11, 1893, visited Edmond for the purpose of examining into the condition and needs and expenditures of the Normal School of the Territory of Oklahoma. We found it to be a neat building sixty feet square, two stories with basement, built of brick. Three of the rooms have been finished sufficiently to have school held therein. The other rooms of the building are unfinished and unoccupied. We append statement showing the cost of the building and the receipts and expenditures of the Board of Directors. There is no doubt that every dollar received has been economically and judiciously disbursed giving a remarkably good building for the amount of money expended.

The people of Edmond show a keen interest in the welfare of this institution. Forty acres of land to comply with the Statutes creating this institution was donated within half a mile of the city by Mr. A. H. Classen. It is a beautiful plat of ground. As shown by the appended report, ten acres have been reserved for the Normal building and campus and the balance has been divided into lots. Some of the lots have been sold and the balance are on the market. The county of Oklahoma in compliance with the Statute, voted \$5,000 in bonds which bonds were disposed of and the money put into the building. The town of Edmond voluntarily voted \$2,000 in bonds in order that the building might be on the east side of the railroad and therefore more convenient to the town, which bonds have just been legalized by the Legislature and they will soon be sold at par and the proceeds applied to the completion of the building.

We append the financial report of the Secretary of all receipts and expenditures of the Board of Directors. We also present an estimate of the contractor which shows that \$5,212.50 are necessary for the completion of the Normal School building. Also an estimate showing that \$15,440.00 are required for the erection of a dormitory.

This institution having been under the direction and management of John F. Stone, H. G. Whitely, John Mitch, and the Territorial Treasurer and Territorial Secretary, Directors, is worthy of the confidence and support of the Territory. The Directors have been thoroughly business-like in all their transactions, which have been creditable alike to them and the Territory.

The Territorial Normal School at Edmond has a balance of unused and undrawn funds of \$2,098.00 in the Territorial Treasury.

We append the testimony taken at Edmond and the financial statement of the Secretary and Treasurer which is marked "Exhibit 'A'".

J. C. PRINGEY, Chairman.

J. H. BEATY,

FRANK H. GREER,

L. P. ROSS,

J. M. JOHNSTON.

EDMOND, Ok. Ter., Feb., 11, 1893.

The committee appointed by the Council and House of Representatives of the Legislative Assembly of the Territory of Oklahoma, met at Edmond, on this date in the parlor of Hotel Central, for the purpose of investigating into the needs and condition of the Territorial Normal School, and the disbursements made in the erection and maintenance of the same. All members of the Committee were present.

On motion of Mr. Beaty, Senator J. C. Pringey was made chairman of this committee.

The stenographer was sworn when the testimony regarding the points at issue was taken, as follows:

John L. Mitch, being sworn, deposes and says, my name is John L. Mitch.

Q. You have rendered a statement of the amount of moneys received and expended, and I will ask you now to state to whom the \$4,585.00 was paid?

A. It was paid to Spicknall & Company.

Q. And for what purpose?

A. For the brick and stone work of the Normal School, and so much of the wood work as was necessary to enclose the building.

Q. You have in your account rendered a charge of \$91.60 for platting grounds, to whom was that paid?

A. To Mr. Smithwick, civil engineer.

Q. To whom and what architect was the \$260.00 paid?

A. To William Gall, of El Reno, O. T.

Q. You have a charge of \$1,334.76 to carpenters and plasters; was that work none on contract, and if so who was the contractor?

A. The work was partly done by contract and partly job work, that is day work. The plastering was done under contract with Messrs. Foss & Davis, of Edmond, Ok., Ter., and the carpenter work under the supervision of Mr. L. M. Hubbard, also of this place. This item of \$1,334.76 was spent by direction of the Normal Commissioners under the supervision of myself and the master workman, who audited it, and approved each bill, which has been filed away, and will be produced, when desired, or called for.

Q. You have consulted or conferred with contractors, carpenters and builders as to the probable expense of the completing of this building have you?

A. I have.

Q. Have you an estimate made by any carpenter or builder, and if so, by whom?

A. I have a copy of the estimate expense made by L. M. Hubbard and submitted herewith.

Q. I will ask you, Mr. Mitch, to describe the building as to the dimensions and the number of rooms?

A. It is a two story brick building with rock basement, about 65 feet square with four rooms and hall-way on first floor, and four rooms and hall-way on second floor, and the basement remains undivided.

Q. You may state how the building is heated?

A. The building is arranged with view to being heated and ventilated by some approved system such as is common to schools of this class, but temporarily heated by stoves.

JOHN L. MITCH.

Prof. R. Thatcher being duly sworn deposes and says my name is R. Thatcher.

A. I am principle of the Territorial Normal school at Edmond.

Q. State how many grades are now being conducted in that institution and the names of the teachers thereof?

A. There are four departments being conducted, one under the charge of the principal, one under the charge of Mrs. Douglass, the first assist-

ant, a third under the charge of Prof. McNett, and a model school department under the general charge of the faculty and pupil teachers.

Q. How many pupils are there in these different departments on the roll?

A. Since the opening of the term Sept. 12th, there have been a total enrollment of 104 pupils, including 34 in the model department.

Q. With proper facilities by a finishing of this building, how much of an increase of enrolling could be expected in the next year or two.

A. My opinion at least 200 per cent. of an increase could be expected within the given time.

Q. With the accommodations that you now have and the rooms finished, have you as many pupils as you can handle?

A. We have as many as we can conveniently handle.

Q. Please state the salaries paid to the instructors of the different department?

A. The principal is paid a salary of \$100.00 per month, the first assistant is paid a salary of \$80.00 per month and the second assistant is paid a salary of \$60.00 per month.

R. THATCHER.

REPORT BOARD COMMISSIONERS OF TERRITRIAL NORMAL SCHOOL.

Proceeds of \$5,000 bonds.....		\$4,750
Sale of lots.....		2,015
Expenditures—		
Spickenall & Co., building.....	\$4,585 00	
Platting grounds.....	91 60	
Architect.....	260 00	
Carpenters and plasterers.....	1,334 76	
Wood and incidentals.....	160 49	
Cash on hand.....	333 15	
	<hr/>	<hr/>
	\$6,765 00	\$6,765
Indebtedness—Carey—Lombard Lumber Co.....	\$2,043 84	/
Resources—Edmond bonds.....		\$2,000
Lots unsold—23, worth.....		690
Lots reserved for Dormitory, 10.		

JOHN L. MITCH,

Edmond, Ok. Ter., Feb 10, 1892.

Secretary Board Commissioners.

EDMOND, Ok., February 10, 1893.

Hon. J. L. Mitch, Secretary Board of Regents Normal School:

SIR:—I make the following estimates necessary to complete the Normal School Building:

Floor and Concrete in Basement.....	\$ 200 00
Lath and Plastering the Same.....	217 50
Finishing Lumber.....	80 00
Carpenter Work and Labor.....	125 00
Painting.....	25 00
Approved heating system.....	2,700 00
Stacks and flues for same.....	400 00
Lumber and carpenter work.....	150 00
	<hr/>
	\$3,897 00

Carpenter work 1st and 2d rtories.....	500 00
Belfry.....	175 00
Stairs.....	250 00
Painting (inside).....	200 00
Painting (outside).....	100 00
One privy.....	90 00
	<hr/>
	\$5,212 50

Cost of stairs at factory \$225 (not ordered) oils and lumber to finish, now in building.

I also make the following estimates of cost for Dormitory 60x80 feet with two stories and basement, complete:

Excavation and stone work.....	\$1,050 00
Two hundred thousand brick in wall..	2,000 00
Dimension and finish lumber to inclose building.....	1,700 00
Cut stone, (sills).....	190 00
Galvanized iron cornice.....	200 00
Carpenter work (to inclose).....	800 00
	<hr/>
	\$5,940 00
Inside finish (complete).....	5,500 00
Heating system (complete).....	4,000 00
	<hr/>
	\$15,440 00

Respectfully, L. W. HUBBARD,
Contractor and Builder.

GUTHRIE, Oklahoma, March 1, 1893.

To the Legislative Assembly of the Territory of Oklahoma:

We, your committee appointed to visit and inspect the Territorial University located at Norman, Oklahoma, respectfully submit the following report, to-wit:

The University is well located on a nice elevation to the southwest of the town of Norman, and the building is a masterpiece of architecture. When completed it will be a credit to the Territory. We append as exhibit "A" an itemized statement of the auditor showing the exact financial condition as shown by his books. (See Exhibit "A.")

From sale of bonds and Territorial tax, it will be seen the University will have received when the '92 tax is paid in, \$19,182.04. We append a statement by Secretary Pitman showing that the board has drawn warrants to the amount of \$32,370.33. So the board has drawn \$13,188.29 more warrants than can be paid from the receipts, after all taxes for '92 have come in.

We also append various evidence and statements taken in the investigation of the University.

J. C. PRINGEY, Chairman.
J. H. BEATY,
FRANK H. GREER.
L. P. ROSS.
J. M. JOHNSTON.

EXHIBIT "A"—UNIVERSITY WARRANTS.

No	Amount.	Date.	To Whom.	For What Purpose.
1	\$ 3 50	January 28, 1892.	J. J. Burke.	Printing.
2	6 00	January 28, 1892.	R. Q. Blakeney.	Record.
3	6 40	January 29, 1892.	State Capit'l Print Co.	Printing.
4	20 85	January 29, 1892.	John R. Clark.	Expenses.
5	39 75	January 29, 1892.	John M. Cannon.	Expenses.
6	34 00	January 29, 1892.	E. C. Tritt.	Expenses.
7	19 45	January 29, 1892.	L. G. Pitman.	Expenses.
8	13 80	January 29, 1892.	A. F. Pentecost.	Expenses.
9	7 00	March 3, 1892.	A. F. Pentecost.	Expenses.
10	11 00	March 3, 1892.	E. C. Tritt.	Expenses.
11	13 10	March 30, 1892.	L. G. Pitman.	Expenses.
12	94 60	March 30, 1892.	A. F. Pentecost.	Expense and money.
13	12 95	March 30, 1892.	John M. Cannon.	Expenses.
14	3 00	March 30, 1892.	Evening Gazette Co	Printing.
15	404 35	March 30, 1892.	H. M. Hadley.	Plans & Specifications.
16	2 50	May 12, 1892.	T. R. Waggoner.	Freight paid on trees.
17	25 00	May 12, 1892.	M. M. Gough.	Surveying.
18	12 50	May 12, 1892.	John M. Cannon.	Expenses.
19	13 00	May 12, 1892.	E. C. Tritt.	Expenses.
20	28 00	May 12, 1892.	A. F. Pentecost.	Expenses.
21	27 00	May 12, 1892.	John R. Clark.	Expenses.
22	700 00	May 12, 1892.	C. H. Hollcraft.	Payment on building.
23	18 00	May 25, 1892.	A. F. Pentecost.	Expenses.
24	42 85	June 16, 1892.	L. G. Pitman.	Expenses.
25	15 50	June 16, 1892.	E. C. Tritt.	Expenses.
26	24 90	June 16, 1892.	John R. Clark.	Expenses.
27	12 00	June 16, 1892.	A. F. Pentecost.	Expenses.
28	21 80	June 16, 1892.	John M. Cannon.	Expenses.
29	8 50	June 16, 1892.	M. L. Bixler.	Printing.
30	20 00	June 16, 1892.	C. P. Conrad.	Testing stone.
31	3,000 00	June 16, 1892.	C. H. Hollcraft.	Payment on building.
*34	500 00	June 16, 1892.	I. D. Smead & Co.	Heating, vent. etc.
35	500 00	June 16, 1892.	I. D. Smead & Co.	Heating, vent. etc.
§42	1,800 00	July 8, 1882.	C. H. Hollcraft.	Payment on building.
43	264 00	July 19, 1892.	L. G. Pitman.	Freight.
44	2,500 00	August 5, 1892.	C. H. Hollcraft.	Payment on building.
45	132 05	August 9, 1892.	L. G. Pitman.	Expenses as R. and S.
46	28 25	August 9, 1892.	E. C. Tritt.	Expenses as R. and S.
47	48 00	August 9, 1892.	John M. Cannon.	Testing.
49	35 00	August 9, 1892.	L. G. Pitman.	L. P. Johnson, stone.
50	49 00	August 9, 1892.	A. F. Pentecost.	Expenses.
51	60 00	Sept, 1, 1892.	T. R. Waggoner.	Rent for school.
52	800 00	Sept. 1, 1892.	C. H. Hollcraft.	Payment on building.
53	24 00	Sept. 1, 1892.	A. F. Pentecost.	Expenses.
54	18 10	Sept. 1, 1892.	John R. Clark.	Expenses.
55	18 00	Sept 1, 1892.	John M. Cannon.	Expenses.
56	24 50	Sept. 1, 1892.	E. C. Tritt.	Expenses.
57	75 00	Sept. 1, 1892.	F. S. E. Amos.	Teacher's salary.
58	166 66	Sept. 1, 1892.	D. R. Boyd.	Pres. salary.
59	3,200 00	Sept. 1, 1892.	C. H. Hollcraft.	Payment on building.
60	500 00	Sept. 9, 1892.	I. D. Smead & Co.	Heating, vent. etc.
61	500 00	Sept. 9, 1892.	I. D. Smead & Co.	Heating, vent. etc.

EXHIBIT "A."—UNIVERSITY WARRANTS.--(Continued.)

No	Amount.	Date.	To Whom.	For What Purpose.
62	1,000 00	Sept. 9, 1882.	I. D. Smead & Co.	Heating, vent. etc.
63	1,000 00	Sept. 9, 1882.	I. D. Smead & Co.	Heating, vent. etc.
64	7,560 00	Sept. 9, 1892.	I. D. Smead & Co.	Heating, vent. etc.
65	1,400 00	Sept. 9, 1892.	C. H. Hollcraft.	Payment on building.
66	13 00	Sept. 14, 1892.	M. S. Bixler.	Printing.
67	12 50	Sept. 14, 1892.	Evening Gazette Co.	Printing.
68	15 50	Sept. 16, 1892.	E. C. Tritt.	Expenses.
69	99 75	October 14, 1892.	Ed. P. Ingle.	Printing prospectus.
70	69 65	October 14, 1892.	Professor Boyd.	Money, freight, postage
71	233 34	October 14, 1892.	Professor Boyd.	Salary as president.
72	125 00	October 14, 1892.	W. N. Rice.	Teaching.
73	125 00	October 14, 1892.	E. DeBarr.	Teaching.
74	75 00	October 14, 1892.	F. S. E. Amos.	Teaching.
75	2,500 00	October 14, 1892.	C. H. Hollcraft.	Payment on building.
76	2,500 00	October 14, 1892.	C. H. Hollcraft.	Payment on building.
77	20 00	October 14, 1892.	A. F. Pentecost.	Expenses.
78	7 50	October 14, 1892.	State Capital Print. Co.	Advertising.
79	3 00	October 14, 1892.	Ed. P. Ingle.	Advertising.
80	34 85	October 25, 1892.	L. G. Pitman.	Expenses.
81	42 20	October 25, 1892.	John R. Clark.	Expenses.
82	24 00	October 25, 1892.	A. F. Pentecost.	Expenses.
83	41 25	October 25, 1892.	John M. Cannon.	Expenses.
84	2 50	October 26, 1892.	T. F. Hensley.	Advertising.
85	6 00	October 26, 1892.	"People's Voice."	Advertising.
86	16 00	October 26, 1892.	Guthrie Daily News.	Advertising.
87	3 00	October 26, 1892.	Sater & Moats.	Advertising.
88	5 00	October 26, 1892.	Purcell "Register."	Advertising.
89	1,400 00	October 26, 1892.	C. H. Hollcraft.	Payment on building.
90	2,924 00	October 26, 1892.	C. H. Hollcraft.	Payment on building.
91	31 00	October 26, 1892.	E. C. Tritt.	Expenses.
92	10 00	November 18, 1892.	A. F. Pentecost.	Expenses.
93	18 45	November 18, 1892.	John R. Clark.	Expenses.
94	15 70	November 18, 1892.	John M. Cannon.	Expenses.
95	3 00	November 22, 1892.	McGinley.	Four waste baskets.
96	12 25	November 22, 1892.	A. Tucker.	Janitor work.
97	15 05	November 22, 1892.	Professor Boyd.	Three doz. hymn b'ks.
98	9 00	November 22, 1892.	E. Bee Guthrie.	Advertising.
99	10 00	November 22, 1892.	Roscoe Helvey.	Janitor work.
100	12 00	November 22, 1892.	Evening Gazette Co.	Advertising.
101	4 50	November 22, 1892.	Brewer & Merritt.	Advertising.
102	15 00	November 22, 1892.	Teacher's salary, Oct.	Teacher's salary, Oct.
103	10 00	November 22, 1892.	Teacher's salary, Oct.	Teacher's salary, Oct.
104	10 00	November 22, 1892.	Teacher's salary, Oct.	Teacher's salary, Oct.
105	10 00	November 22, 1892.	Teacher's salary, Oct.	Teacher's salary, Oct.
106	10 00	November 22, 1892.	Teacher's salary, Oct.	Teacher's salary, Oct.
107	10 00	November 22, 1892.	Teacher's salary, Oct.	Teacher's salary, Oct.
108	10 00	November 22, 1892.	Teacher's salary, Oct.	Teacher's salary, Oct.
109	25 00	November 22, 1892.	E. DeBarr.	Teaching, Oct.
110	100 00	November 22, 1892.	E. DeBarr.	Teaching, Oct.
111	125 00	November 22, 1892.	W. N. Rice.	Teaching, Oct.
112	200 00	November 22, 1892.	D. R. Boyd.	President's salary.
113	3 50	November 22, 1892.	Norman Grain & C. Co.	Coal and box.
114	3 00	November 22, 1892.	J. L. Admire.	Advertising.
115	3 00	November 22, 1892.	W. H. Diven.	Advertising.
116	10 20	November 22, 1892.	Ed. P. Ingle.	Printing & advertising
117	70 00	November 22, 1892.	John Meutch.	1,000 shade trees.

EXHIBIT "A."—UNIVERSITY WARRANTS.—(*Concluded.*)

No	Amount.	Date.	To Whom.	For What Purpose.
118	35 00	November 22, 1892	J. D. McGuire.	Stove pipe, etc.
119	16 50	November 22, 1892	Pryor Adkins.	Seventeen chairs.
120	77 00	November 22, 1892	M. L. Bixler.	Printing & advertising
121	8 90	November 22, 1892	Professor Boyd.	Postage, map, etc.
122	7 00	November 22, 1892	William Sankford.	Bookcase.
123	240 00	November 26, 1892	Thomas Kane & Co.	Desk and chairs.
124	100 00	November 26, 1892	Ebey & Upshaw.	Insurance.
125	100 00	November 26, 1892	Ebey & Upshaw.	Insurance.
126	100 00	November 26, 1892	Ebey & Upshaw.	Insurance.
127	100 00	November 26, 1892	Ebey & Upshaw.	Insurance.
128	100 00	November 26, 1892	Ebey & Upshaw.	Insurance.
129	75 00	December 7, 1892.	Professor F. S. Amos.	Teaching, November.
130	80 00	December 7, 1892.	Professor Boyd.	Salary for November.
131	120 00	December 7, 1892.	Professor Boyd.	Salary for November.
132	125 00	December 7, 1892.	Professor E. DeBarr.	Teaching, November.
133	125 00	December 7, 1892.	W. N. Rice.	Teaching, November.

* No's. 32 and 33 omitted by mistake; no issues of those numbers.

§ No's, 36, 37, 38, 39, 40 and 41 cancelled, and No's. 60, 61, 62, 63 and 64 issued instead.

.....
Secretary.

GUTHRIE, Oklahoma, March 16, 1892.

EXHIBIT "B."

TERRITORIAL TREASURER IN ACCOUNT WITH TERRITORIAL UNIVERSITY FUND.

Receipts from sale of Cleveland County University
bonds, sold under section 6794, Oklahoma Statutes
December 14, 1891.....\$10,000 00.
Receipts and collection of taxes to date for year 1891.
one-half mill on the dollar.

Payne County.....	143 75.
Beaver County.....	211 81.
Logan County.....	458 71.
Oklahoma County.....	636 74.
Canadian County.....	235 61.
Cleveland County.....	412 76.
Kingfisher County.....	301 32.
Oklahoma County.....	12 25.
Cleveland County.....	1 23.

Total.....\$12,414 18.

OUTSTANDING INDEBTEDNESS.—WARRANTS ISSUED TO BOARD OF REGENTS.

No. 1, Times-Journal.....	\$ 3 50.
No. 2, R. Q. Blakeney.....	6 00.
No. 3, State Capital Printing Company.....	6 45.
No. 4, J. R. Clark.....	20 85.
No. 5, J. M. Cannon.....	39 75.
No. 6, E. C. Tritt.....	34 00.

OUTSTANDING INDEBTEDNESS.—(*Continued.*)

No. 7, L. G. Pitman.....	19 45.
No. 8, A. F. Pentecost.....	13 80.
No. 9, A. F. Pentecost.....	7 00.
No. 19, E. C. Tritt.....	11 00.
Total indebtedness.....	\$161 75.
Balance in treasury March 16, 1892, \$12,252.43.	

NORMAN, O. T., February 11, 1893.

The committee appointed by the Council and House of Representatives of the Legislative Assembly of the Territory of Oklahoma, met at Norman on this date in the Hotel Agnes, for the purpose of investigating into the needs and condition of the University of Oklahoma, and the disbursements made on the erection and maintainance of the same. All members of the committee were present. On motion of Mr. Beaty, Senator J. C. Pringey was made chairman of this committee. The stenographer was sworn when the testimony regarding the points at issue were taken, as follows:

Professor D. R. Boyd, being sworn, deposes and says, my name is D. R. Boyd.

Q. Professor, I will ask you when you were first employed as instructor or president of the Territorial University, and by whom were you employed?

A. I was employed at the meeting of the regents of the University of Oklahoma July 6, 1892, and began my duties the 1st of August, 1892.

Q. You may now state how many assistants you have under you, the number of students enrolled, the average daily attendance, the price paid to you, and the assistants.

A. We have now enrolled 116 students; there are sixty-four actual attendants; I do not know the average daily attendance; I have not computed it. We have three assistants besides myself, Professor William N. Rice, of latin and Greek languages, Professor Edwin DeBarr, professor of physics and chemistry, and Professor French S. E. Amos, instructor of civics and history. Professors Rice and DeBarr receive \$1,500 per year. Professor Amos receives \$900 per year. I receive \$2,400 in warrants. We began the work of preparing and publishing a prospectus, setting forth the course of study, and kind of instruction, expenses of attendance, and other matters of interest to students. The course of study set forth the work into departments. A three years' course of study preparatory work, and two years collegiate work. The collegiate includes four lines of study, classical course, philosophical course, and scientific course, and a full English course. Up to this time instructions have been given only in the preparatory department. The school opened September 15, with the enrollment of fifty-seven students. The announcement was made so late that nearly all the students in the Territory who contemplated college work had made their arrangements to attend institutions outside the Territory. I now have the address of over fifty of those with whom I am in correspondence, and it is quite certain that the college classes will be represented at least in the first two years of college work within the coming year. We have a number in the preparatory department now, who will be prepared to do some college work next year. We opened our school in rooms that were prepared by the citizens of Norman,

for the use of the county officials; these rooms were rented from the 15th of September until the 15th of December, by the Board of Regents for \$20 per month, with the understanding that we were to vacate the 31st of December, 1892. We have continued in the building by the permission of the county commissioners, who are waiting for us to vacate in order to permit the county officials to occupy these rooms. I think they will allow us to occupy them at least for some time, possibly for the rest of this year, but we have been unable to make arrangements for a definite time.

Q. I will ask you whether or not since you have resided or been in the city of Norman, that you have become familiar with the surrounding country and whether or not in your judgment that the Territorial Institute is located in a desirable place, and as healthy place as you see immediately adjoining the city of Norman?

A. I think the location is desirable from every point of view, as could be selected. I have found the town of Norman to be a healthy location, and while we have not occupied the University and have not lived out there, I have every reason to believe that it is as healthy location as could be selected. So far as I am able to learn, the people of Norman are satisfied with the location.

Q. From your experience, observation and knowledge from what you have read, in what direction would you prefer to have a public institution from a city in this climate or latitude with reference to sanitary conditions?

A. Unless there is some grave reason for another location in this climate, I would always place a school building or any other institution of the kind to the south and west, in order to avoid the smoke and gasses from the town being carried over to the building by the prevailing winds of this region. Our building is favorably located to avoid this trouble, and is also on a very fine elevation.

Q. I will ask you, prfessor, whether or not you charge a tuition or examining fee to applicants entering this college or University, and if so, how much?

A. No charges of any kind are made to students who have been residents of the Territory for one year; all others are charged \$20 per annum, or \$10 a semester.

Q. What amount of revenue has been turned in or paid in, to the Territorial Institute since you have had it in charge, from such fees?

A. Seventy-five dollars.

Q. Professor, I would like to ask you what the sentiment of the people here is as to the manner in which the Regents have conducted the business of the University relating to letting contracts and their action of the building, and also the location and erection?

A. So far as I know, the course of the Regents has met with substantial approval of the whole community; this is my judgment from what has transpired since I came here on the first of August. I have learned through conversation, that there was some dissatisfaction on the part of some citizens when the contract was first let, because material was not used in the structure of the building that was found in the vicinity; that criticism, however, has entirely disappeared, every one now seeing that the stone in this vicinity would not have answered for use in that building.

Q. Has there been any rumors here of questionable contract on the part

of the Regents in contracting for the erection of the University, or location of the same?

A. I have never heard anything of a definite character at all; I have heard some persons express disappointment that the University was not located at other points about the town, but I never heard any charges of bad conduct.

Q. Do you know whether or not any of the Board of Regents that located this building and let the contract for the erection of the same, got any deeds for any lots in the vicinity in which the Institute is located, or in the city of Norman, on or about the time of the location of the Institution or the letting of the contract for the building.

The interrogatory propounded by Mr. Beaty objected to by Mr. Greer and Mr. Johnston; objection sustained by the chairman, Senator Pringey.

Sustained by the chair for the reason, that there should be inserted in the question. "in consideration of the location of the University and the letting of contract for the erection of the same."

Q. By Mr. Greer--Do you know of any member of the Board of Regents who got any lots or money or other consideration as a consideration for his influence in the location of the University or in the letting of any of the contracts relating to the erection of the same?

Question objected to by Mr. Beaty, for the reason that it assumes that the witness now on the stand would know what the consideration was for property deeded to the Board of Regents at or about the time of the location of the Territorial Institution or the letting of the contracts for the building of the same, and further objected by Mr. Johnston, "for the reason that the concurrent resolution creating this special committee, limits the power of the committee, and this committee has no authority to inquire into the location of the Institution."

Mr. Pitman, Secretary of the Board of Regents, being present, asks in behalf of himself a full and thorough investigation of everything pertaining to the location of the University, or the erection of the same, and also suggests that the other members of the Board who are not present have indicated their willingness likewise.

Professor Boyd, in answer to the interrogatories, propounded by Mr. Greer, answers as follows:

A. I do not.

By Mr. Beaty:

Q. Professor, you may state what amount, in your judgment, is necessary for the completion of the University building, and the maintenance of the same for the fiscal year of 1893 and 1894?

A. We will need at least two more instructors and janitor, fuel and light for two years, we will need a library, and its furniture, we will need apparatus for teaching physics and chemistry and furniture for the same, together with other expenses, which is laying a walk to the University and furnishing recitation rooms, with chairs and desks. All of this would cost, I would say at least \$15,000. As to the expense of completing the building, I am not informed; this can be learned of the Secretary of the Board, and the contractor. I make this estimate from my belief that we will have at least two hundred students to provide for during the coming year.

E. R. BOYD.

W. C. Renfrow, being sworn, deposes and says:

Q. Where do you reside, Mr. Renfrow?

A. Norman.

Q. How long have you lived in the city of Norman?

A. Since July, 1890.

Q. Are you acquainted with the Board of Regents of the Territorial University located at this place?

A. I am acquainted with some of the Regents. Messrs. Pitman, Cannon, Pentecost and Clark.

Q. Do you know of any member of the Board of Regents, who got any lots or moneys or other consideration as a consideration for his influence for the location of the University or in the letting of the contracts for the erection of the same, or of any member of the Board of Regents, who had placed on record or became possessed of any lots in the city of Norman, on or about the time that the institution referred to above was located, or the contract let for the erection?

A. Being interested in the location of the University, I took considerable interest in the same, and after its location I learned that one of the Regents received lots in consideration of the location of the University at its present site. I went to the clerk's office, the register's office, I should say, and I found there about thirty lots deeded to Mr. Pentecost. I supposed one of the Regents; however, I do not know his initials. I do not know that that was the Regent Pentecost.

Q. Did the record show that there were any lots deeded or on record in the name of any of the other Regents with whom you are acquainted?

A. I found none.

By Greer.

Q. Who were the grantors in the deed on record conveying about thirty lots to this Mr. Pentecost?

A. As well as I can remember, Mr. Wallace

Q. Can you give the full name?

A. No, sir, I cannot,

Q. Was this deed a conveyance of lots near where the University is now located?

A. Yes, sir, in that vicinity; in what is known as Waggoner's Addition.

Q. Who owned the addition at that time?

A. As I understand, Mr. Wallace.

By Mr. Pringey, chairman.

Q. Do you know that Mr. Wallace was acting agent for Mr. Waggoner?

A. I do not.

By Mr. Johnston.

Q. Do you know whether any of the Regents received any lots or other consideration for the location of the University?

A. I do not.

W. C. RENFROW.

William H. Bellamy, being sworn, deposes and says:

By Mr. Johnston.

Q. You may state your name and residence.

A. William H. Bellamy. Reside at Norman.

Q. What, if any, official position do you occupy?

A. I am Register of Deeds of Cleveland county.

Q Do you know whether any of the Regents of the Territorial University own any property in this county as shown by the records, and if so, what?

A. I think Mr. Pentecost owns some lots; there is two Pentecosts owning lots here.

Q. Do you know whether Mr. Pentecost received those lots in consideration of the location of the University?

A. I do not.

By Mr. Pringey.

Q. Mr. Bellamy, you may state whether the Mr. Pentecost, whose name appears on the record is a member of the Board of Regents?

A. I do not know of my own knowledge whether he is or not.

Q. Do you know the initials of the Mr. Pentecost?

A. I do not.

By Mr. Greer.

Q. Does the record show any deeds to lots or other real estates in the name of Mr. Pittman, Mr. Cannon, Mr. Clark or Mr. Tritt, who are the other members of the Board of Regents?

A. I do not think they do; I am satisfied they do not.

WILLIAM H. BELLAMY.

NORMAN, O. T., Feb. 15, 1893.

Hon. J. C. Pringey:

DEAR SIR—As requested, I herewith forward you a certified copy of dates of lots transferred from W. T. Wallace and wife to J. L. Pentecost, also to H. W. Pentecost:

To J. L. Pentecost, lots 1 to 16 inclusive, block 14, Waggoner's first addition to the village of Norman. Date of deed, June 30, 1881. recorded August 22, 1891; consideration, \$800.

To H. W. Pentecost, lots 17 to 32 inclusive, in block 14, Waggoner's addition to the village of Norman. Date of deed, June 30, 1891, recorded August 22, 1891; consideration, \$800.

I hereby certify the above is a true statement of dates, lots, block and consideration, as my record shows.

[SEAL]

WILLIAM H. BELLAMY,
Register of Deeds,
Cleveland County, O. T.

Attached to and made an exhibit with the testimony of William H. Bellamy, register of deeds of Cleveland county.

J. C. HOFIUS,
Chief Clerk Council.

C. H. Hollcraft being sworn, deposes and says:

Question by Mr. Beaty:

Q. Where do you reside, Mr. Hollcraft?

A. Topeka, Kansas.

Q. Are you acquainted in the city of Norman, and how long have you been here?

A. Since the 25th day of March, 1892.

Q. What is your profession or occupation, Mr. Hollcraft?

A. General contractor.

Q. Did you have a contract for the erection of the University of the Ter-

ritory of Oklahoma at this place, or was you directly or indirectly interested in the same?

A. I had a contract.

Q. With whom did you make that contract, and when?

A. With the Board of Regents of the University of Oklahoma. I think on the 29th day of March, 1892.

Q. What was the consideration for the building of the Institute?

A. Twenty-six thousand three hundred and thirty dollars.

Q. Have you completed the building yet?

A. I have not.

Q. What amount of the pay have you received, and what amount of the work is now done, as near as you can tell?

A. In the neighborhood of \$16,000 or \$18,000. The building is enclosed, and partly plastered and locked up.

Q. What size is the building?

A. It is 59 feet and 8 inches by 119 feet and 4 inches.

Q. How many stories high is it?

A. Four.

Q. Of what material is the wall built?

A. The footings are of government standard concrete, 12 inches thick and 4 feet wide, except under the tower, which is 2 feet thick and four feet wide. The second footing is of Cottonwood Fall stone, 8 inches thick and 3 feet wide. (I mean stone from Cottonwood Falls, Kan.) The basement walls to the top of the grade are built of the same material, 22 inches thick; from the top of the grade to the bottom of the water table is made of the same stone, and is rock-faced range work. The water table is of the same material, smooth sawed. The remaining three stories are built of native brick, faced with Kansas City hydraulic pressed brick; the openings are trimmed with Cottonwood Falls smooth sawed stone. The approaches to the two front entrances are buttress steps, made of Cottonwood stone with drafted margin copings.

Q. I will ask you now to explain what process for the heating of the building, if any, was embodied in the contract?

A. There was none, nothing but stacks.

Q. Explain that heating apparatus clear out.

A. I built the stacks and brick work, that is all.

Q. You mean that is all that was implied in your part of the contract, do you?

A. That is all that I have anything to do with. The building is heated and ventilated by Isaac D. Smead's heating system, consisting of four furnaces and all connections and apparatus necessary for heating and ventilation of twenty-two rooms.

Q. Have you made an estimate of the amount that would be required for the completion of the building?

A. I have not, but can before the middle of the next week, if necessary.

Q. You may state of what material the building is roofed.

A. There is galvanized iron cornice. It is roofed with 2x8 rafters sheeted tight with 1-inch lumber and shingled with Washington red cedar shingles, except the tower, which has a roof of IX Gilbert's old method roofing plates

GUTHRIE, O. T., February 27, 1893.

L. G. Pitman, being called as a witness, being first duly sworn, testifies as follows:

Q. What was your first connection with the University of the Territory of Oklahoma?

A. I am a member of the Board of Regents and Secretary of the board.

Q. It is your duty, is it not, to keep all the financial records of the Board of Regents? Have you a statement of all the expenditures made by the board?

A. Yes, sir; I have a statement prepared of the financial condition of the University of Oklahoma.

Q. Please file herewith that statement as part of your evidence.

(Witness presents Exhibit "A.")

Q. How much money has come into the hands of the Board of Regents or into the Territorial Treasurer's hands for disbursement by the board?

A. I file herewith Exhibit "B." the Territorial Treasurer's statement, marked Exhibit "B."

Q. Did the board understand from law that it had unlimited power to draw warrants on the Territorial Treasurer? It seems that notwithstanding the fact that the cash receipts of the university has been about \$12,000 the board drew warrants for over \$32,000.

A. I am not able to say what the board understood as a board under the law. I am not of the opinion that they thought they had unlimited power, but they were quite sure that they could draw warrants to the extent of the money in the treasury and the tax levy for the year 1892. What the levy would be could only be approximated and it is possible that there were some warrants drawn in excess of the levy. Some of the members of the board thought that they could create a debt to erect suitable buildings for the University.

Q. It would appear from reading the law creating this University that the \$10,000 in bonds voted by Cleveland county was the only specific building fund at the disposal of the Board of Regents, and yet the board contracted for a building that cost about \$26,000. Where did the board think that the authority rested in making this contract in excess of the \$10,000 received from Cleveland county.

A. Section 6, on page 1097, of the Statutes, was construed by some of the board, I might say a majority of the board, to give them authority to erect a suitable building. On page 1079 of the Statutes, in section 1, is provided for the tax levy necessary to maintain and support the University.

Q. How did it happen, then, the board believing that it had the authority, that it did not complete the building and go on issuing warrants therefor?

A. There was a question arose on that point and it was thought best by some of the members of the board, and especially the Governor, who was ex-officio a member, to not issue any more warrants.

Q. Have warrants been issued to contractor for all the work and material so far put into the building?

A. The contract provides that a certain per cent. of the amount of material and labor performed shall be held back on each payment, and with that exception he has received the warrants that are due him.

Q. Your statement shows that about \$17,000 in warrants have been drawn

and paid to the contractor, so about \$9,000 will yet be due him when the building is completed.

A. Yes sir, something near that.

Q. Were there any extras to come in above the contract price of \$26,330 for the erection of the building?

A. A supplemental contract was made when changing it from stone to brick, which was about \$1,900.

Q. How many bidders were there when the original building contract was let, and was the contract let to the lowest bidder, and how much of a bond was put up?

A. There were four original bids. C. H. Hollcraft, for the sum of \$26,330; Berthum Depew, \$26,600; Kahoe & Hendricks, \$29,000; and one bid which only provided to partially complete the building for \$22,549 by W. B. Aubrey. The contract was let to the lowest bidder and a bond for \$32,000 was given.

Q. How much did you pay Smead & Co. for the heating apparatus for this building, and did you receive bids from various manufacturers for this work?

A. The contract with Smead & Co. amounted to \$4,756, 50 per cent. or one-half, to be paid in one year, 25 per cent. in two years and 25 per cent. to be paid in three years from June 15, 1892, for which warrants have been drawn. The heating contract was not let upon bids, there being no two systems of heating and ventilating buildings alike. The board upon an examination of the Isaac D. Smead Co. though it the best, and the terms being favorable the contract was made.

Q. It has been charged that in consideration for the location of the University on a certain site certain members of the Board of Regents received lots in what is known as Waggoner's addition to the city of Norman. Did you get any of these lots?

A. If there were any lots given to any member of the Board of Regents I know nothing of it. I received no lots myself, nor money, nor any other consideration for the location of the University. I never owned a lot in Waggoner's addition or in any other part of the city of Norman, either before or since the location of the University, nor do I own any now, nor was I ever offered any.

By Mr. Beaty.

Q. Who was the architect employed to draft the plans and specification for this building; was that done by contract, and if so, who contracted with him?

A. H. M. Hadley of Topeka, Kan., was the architect. The plans were submitted to the board by a gentleman by the name of Mackin, of Tyler, Tex., and by Mr. Foucart of Guthrie, besides those of Mr. Hadley. Hadley's plans were selected by the board and he was employed to prepare the plans. It was done by contract.

Q. Mr. Pitman, do you know or have reason to believe, from information given by any of the Board of Regents, that any member of the board received lots or other consideration for the location of that building?

A. No sir. I do not.

L. G. PITMAN.

GUTHRIE, O. T., February 27, 1893.

D. B. Lawhead, being called as a witness, after first being duly sworn, testified as follows:

By Mr. Pringey.

Q. You may state your official position.

A. Deputy Aditor.

Q. You may state what taxes is due this university, or what has been paid it.

A. The amount due Territorial University from the $\frac{1}{2}$ mill levy on the assessed valuation of the property of the Territory was \$3,439 45 and 5 mills, for the year ending 1891.

Q. Take the next year.

A. The $\frac{1}{2}$ mill levy for the year 1892 was \$5,742.57 and 5 mills. The amount due the University from the sale of bonds was \$10,000.

Q. Has the secretary of this University furnished you with an itemized statement of the financial condition of the University as required by law?

A. No, sir; the law does not require the secretary to furnish a report.

Q. What amount of warrants have been issued in excess of the taxes paid in?

A. I have no means of knowing until the warrants are redeemed and returned by the Territorial treaeurer.

D. B. LAWHEAD.

Senator J. M. Cannon being sworn testified as follows.

By Pringey.

Q. You may state whether or not you are a member of the Board of Regents of the Territorial University?

A. I am.

Q. Do you know of any member of the Board in consideration of the location of said University having received any lots, money or other consideration for the location of said Institution at Norman?

A. I do not.

Q. To whom was the contract let for the construction of the building?

A. H. C. Hollcraft.

Q. What amount of funds was at that time available?

A. The \$10,000 in cash that had been placed in the treasury from the sale of the Cleveland county bonds. The half mill which amounted to \$3,349.46.

By Beaty.

Q. Was that contract as originally made for the erection of that building was to be made out of stone, was it not?

A. The native red stone trimmed with white stone.

Q. What was the price agreed to be paid for the building built out of stone?

A. \$26,330.

Q. Did you afterwards change the contract, and if so, what induced you to do it?

A. The Board of Regents was called to Norman to investigate the stone, there having been some complaint that the stone was not good. We went down there and viewed the stone; it was just after a long continued rain and from their appearance seemed absolutely unfit for the building, and many of the inhabitants persisted that they should use the native stone. We took specimens of the best stone out of the quarries and sent them to St. Louis, Mo., Rolla, Mo., and Stillwater, to be analyzed and they pronounced them unfit.

Q. Was the price of the building increased by changing the building from stone to brick, and if so, how much?

A. It was in the sum of \$1,900.

JOHN M. CANNON.

AGRICULTURAL AND MECHANICAL COLLEGE AND EXPERIMENTAL STATION.

GUTHRIE, Oklahoma, March 1, 1893.

To the Legislative Assembly of the Territory of Oklahoma:

We, your special committee appointed to investigate the condition of the Agricultural and Mechanical College and Experimental Station located at Stillwater, respectfully submit the following report:

That we find the Experimental Station in a high state of cultivation and much has been done to determine the grains and fruits adapted to this soil and climate. In compliance with the law the people of Stillwater and vicinity have not only donated the eighty acres required by law but have given two hundred acres on which to establish said institution. The \$10,000 bonds required to be floated at par the Secretary of the Territory has been unable to do. The fund arising from the sale of said bonds was to be used in the erection of a college and failing to float the bonds the people of said vicinity have furnished a building reasonably comfortable for the accommodation of said school and the expenses of maintaining this building has been paid by the people of Stillwater.

We herewith append an itemized statement of all funds received and disbursed in connection with said institution and all other facts deduced from evidence taken regarding this institution.

We find the people of Stillwater and vicinity thoroughly alive to the importance of this institution and ready to do all in their power to forward its interests. The faculty of the college seems to be composed of first class educators and the Experimental Station to be in charge of men skilled in agriculture and horticulture and capable of developing information of vast benefit to the agricultural class of Oklahoma.

J. C. PRINGEY, Chairman.

FRANK H. GREER,

L. P. ROSS,

J. M. JOHNSTON.

STILLWATER, Oklahoma, Feb. 13, 1893.

Committee appointed by the House of Representatives of the Legislative Assembly of the Territory of Oklahoma, met at Stillwater, on this date at the office of President H. J. Barker, for the purpose of investigating into the needs and condition of the Oklahoma Territorial Agriculture and Mechanical College and the disbursements made in the erection of buildings and other improvements at the Experimental station and for the maintenance of the Station and College.

All members of the committee were present with Chairman J. C. Pringley presiding.

The following evidence was taken by Miss Hattie Horton, the official clerk of this committee.

Prof. R. J. Barker, being duly sworn, deposes and says:

I became connected with this institution by appointment by the Governor of Oklahoma Territory, about the 24, December, 1890. I was commis-

sioned, or in other words took the oath of office as a member of the Board of Regents on or about the 25th day of June, 1891. The Board of Regents of the Agriculture and Mechanical College was organized June 25, 1891, by electing R. J. Barker, President and Secretary; and A. A. Ewing, Treasurer. After the organization of the Board no meeting was had and nothing was done until the 13th day of August, 1891, when the Board met and considered the proposition of opening the College and Experiment Station. At this meeting the name of Doctor J. C. Neal was brought before the Board by Governor Steele as a suitable person for director of the Station. It was advised at that meeting that the President of the Board notify Dr. J. C. Neal that he was elected director. John A. Wimberly was elected Superintendent of buildings on the 25th day of November, 1891, with power to contract in the name of the Board of Regents for the erection of a residence for the Director not to exceed a cost of \$1,300.00, a laboratory not to exceed \$700.00 a house for superintendant of farm. not to exceed \$400.00, and barn and sheds not to exceed \$600.00. These several sums aggregating the amount available for building purposes, (\$3,000.00,) out of the Hatch fund.

By Mr. Beaty:

Q. Were you a member of the Board at the time these contracts were let by Mr. Wimberly?

A. I was.

Q. Were those bids opened at a meeting of the Board or did Mr. Wimberley receive an open bid and let the contract?

A. Mr. Wimberley received, opened the bids, and contracted for the construction of the buildings under authority of the Board of Regents.

Q. Professor, you may describe the dimensions of the laboratory?

A. 24 feet by 32 feet, one story high with basement.

Q. Prof. when did the school start here?

A. The 13th day of December, 1891.

Q. In what building, and if rented, how much rent did you have to pay?

A. In the Congregational Church, which was furnished to the College gratuitously. The buildings occupied by the College at the present time are furnished by the city council and are paid for out of city funds. The College has never been at any expense in furnishing buildings. They have also furnished the fuel and the janitor for these buildings.

Q. How many and what are the different departments now?

A. The College consists of the following departments now: The department of Agriculture, in which the science of Agriculture is taught from text books, by lecturers, and by actual contact with the work, by Prof. A. C. Magruder, who is from the Agricultural College of Mississippi, at a salary of \$1,500.00 per annum. English literature, in which is taught all English branches and such scientific branches as appertained to Agriculture and the mechanic arts, military tactics and discipline by Prof. W. W. Hutto, from Manhattan, Kansas, at a salary of \$1,200.00 per year. Chemistry, in which the science of chemistry, organic and inorganic, analytical and synthetical is taught by Prof. Geo. D. Holter, of State College, Pennsylvania, at a salary of \$1,500.00 per year. Mathematics, in which is taught the science of mathematics as far as differential calculus, by Prof. E. F. Clark, of Stillwater, O. T. Natural science, by Mr. Neal, in which is taught such natural sciences as are beneficial to the students in agriculture, horticulture and the general indus-

tries of life. Physical Science, by Prof. L. Holter, in which physical science is taught. Prof. Clark receives a salary of \$1,200.00 per year.

Q. Did the Board of Regents audit accounts for the erection of those buildings as having been referred to being contracted by Mr. Wimberly?

A. I will just state that the exact shape in which those accounts were brought to the Board I do not know, but I think they were brought in the form of bills, which were regularly passed upon and allowed by the Board; that is my recollection of the matter.

Q. As a member of the Board, are you able at this time to say from memory that the bills were audited and passed upon by the Board?

A. I will just state that to the best of my recollection they were.

By Mr. Pringey:

Q. Is it not the duty of the Board to audit all accounts?

A. It is.

By Mr. Greer.

Q. Professor, what do you think are the needs of the Agricultural and Mechanical College for the next two years in the way of appropriation for buildings, incidentals, etc?

A. The Federal government I will say, in appropriating funds under the Morrill act contemplates that this fund be employed in the payment of the salaries of professors and instructors in the mechanic arts, agriculture, natural and physical sciences, military discipline, etc., and that no part of it may be used or can be used in expenses other than those named. The erection of buildings and furnishing the same are specifically prohibited by this act and any violation or misappropriation by the Territory of Oklahoma of this fund is punishable by the forfeit of said funds for any year, or time, in which restitution has not been made. For the erection of college buildings and furnishing the same I will estimate that it will cost \$27,000.00, a very modest sum. For an armory I would estimate \$2,000.00. For the erection and equipment of a laboratory \$5,500.90. For the incidental expenses of the college, for which we have no available fund at the present time, such as the publishing of reports, catalogues, the furnishing of blank books needed in the various departments, chalk, ink, and other supplies, also fuel, janitor service and incidental expenses too numerous to mention, I estimate that \$1,000.00 is necessary for the present fiscal year. I estimate \$5,000.00 for a mechanic's hall, in which will be taught the various Mechanic arts, as required by act of Congress of 1890.

I estimate in other words that \$40,000.00 will no more than cover the present needs of the College alone.

R. J. BARKER,
Trustee A. & M. College.

James C. Neal, being duly sworn deposes and says as follows:

That I am Prof. of Natural Science Agricultural and Mechanical College, of Oklahoma Territory and Director of Experiment Station located at Stillwater, Payne County, Oklahoma Territory.

Q. Doctor will you state what is the condition of the farm at this time, what has been the developments as to seeds planted and the result of the planting, state the varieties? What is the number of acres embraced and how this land was obtained?

A. I will state that the farm was donated by the citizens of Stillwater, there being 200 acres. December 1st, 1891, I began operating by

plowing prairie land in section 14, township 19, range 2 east. Fifty acres in that section was improved as follows: Fifty-three acres also was plowed in section 15, same range, the grounds were also fenced, a road sixty-six feet wide was laid out around the farm and on section line, roads were also laid out in various directions over the farm to promote communication. During last year experiments were made with varieties of oats, corn, cow-peas, cotton, sorghum, clovers, and grasses. a selection of fruit trees was also planted embracing all varieties probably of value for this climate and section, see bulletin No 2. for particulars. The buildings for the Station are director's office and residence costing \$1,297.00, a laboratory costing \$700.00, superintendant's house costing \$400.00, barns and sheds costing \$600.00, total amount being \$3,000.00. These were erected between January 1892 and May 1892. Additions have since been made amounting to \$550.00, during July and August, 1892. At present we have 25 varieties of wheat, as an experiment and are preparing ground for experimentation this year with all obtainable varieties of oats, corn, barley, cotton, sorghum, clovers and grasses, as well as other food plants. The orchard will be extended to embrace all varieties of value to this climate and section. Experiments in horticulture will also be undertaken to determine varieties and value of vegetables and small fruits for this section. I consider the land worth at the usual selling prices in this section \$72 per acre. A system of water works has been in progress six months, costing over \$2,000.00. A complete outfit of meteorological instruments is being set up for record of the weather in all its phases. A collection of insects will also be made for use in determining those which are destructive or beneficial. The stock upon the farm at present consists of four horses, two mules, four cows and two bulls. We have also a large amount of machinery, farming tools, and implements for carrying on the farm, and of use as illustrations in the department of agriculture in the college.

Q. I will ask you to state the number of employes under your supervision and the prices paid?

A. Superintendent on the farm, \$100.00 per month; one mechanic, \$50.00 per month; four regular hands, \$40.00 per month; janitor and assistant \$30.00 per month. We employ also when needed day laborers at 15 cents per hour for time actually employed. The entire farm has been enclosed with a wire fence. There are two reservoirs constructed and to be used as fish ponds.

By Mr. Pringey.

Q. What was the amount of the first appropriation for the fiscal year of 1891?

A. \$15,000.00.

Q. You may state the appropriation for the fiscal year 1892?

A. The same, \$15,000.00. \$26,250.00 have been placed in the hands of the treasurer of the Board of Regents.

Q. What has been expended on the station, and what has been paid out in salaries to the Board of Regents also to the employes of the station and all other expenses incidental to the station?

A. Expenses to the Board of Regents up to date for college and station is \$3,261.75.

Q. To whom was this money paid?

A. Mr. Wimberly was paid expenses and per diem \$82.80 to the 1st day of July, 1892, expenses and per diem to January 1st, 1893, \$57.00, making a

total of expenses and per diem of \$139.80; as superintendent of buildings he received \$525.75, with the expenses \$54.30; as a member of the purchasing committee he received \$17.05; for excursions \$225.00; total \$1,194.40.

Mr. Lain.—Expenses of per diem from January to July 1st, 1892, \$76.50; from July to January 1892, \$27.00; as a member of the purchasing committee, \$198.30; excursions, \$225.00; as a member of the building committee, \$77.40; total \$604.20.

T. Little.—Expenses from June 1892 to January, 1893, \$75.00; as member of purchasing committee, \$66.75; as member of building committee, \$111.00; excursions, \$225.00; total \$477.75.

A. A. Ewing.—Expenses to July 1st, 1892, \$117.00; expenses from July to January, 1892, \$40.15; excursions, \$250.00; salary as treasure, \$250; total \$657.15.

R. J. Barker.—Expenses to July 1st, \$95.00; excursion, \$100.00; total, \$195.00.

By Mr. Beaty.

Q. What time in the year was it that the Board visited the institution in Texas that you have referred to?

A. That, I can not tell exactly with the exception of Mr. Little who visited there the last week of December.

Q. Mr. Little visited the state of Texas in the interest of the college here in the last days of December, his time of term of office expired on the 1st day of January following and you have not had any report from him since, have you?

A. No sir.

Q. He was paid by the Board and out of the funds for that visit was he not?

A. I can not say, but I think he was. Corroborated by Mr. Barker that he was.

By Mr. Greer.

Q. Mr. Wimberley and Mr. Lane, you have stated, also visited the Texas Agriculture College for information, to be applied to the betterment of this college and station; have you had any official report from either of them on the result of that visit?

A. I have not. Mr. Barker corroborates that he has not.

Q. You stated that President Barker, Mr. Ewing, Mr. Wimberly, Mr. Lane and Mr. Little visited the Agriculture College of Kansas for information for use in the establishing of the college and station here, the expenses of which trip was paid from the government funds; was the information obtained on that visit used to the benefit of the institution here, in a way that proved of absolute service in the conduct and establishment of this institution?

A. I should think it was. Corroborated by President Barker. I desire to state that, upon the information obtained on that trip the Agriculture and Mechanical College of this territory was founded. I took a detailed account of the business methods and workings of that institution and have aimed to conform this institution as nearly as practicable to them, and in this institution we consider that we have but a reflection of the Agriculture and Mechanical College of Kansas.

By Mr. Pringey.

Q. You may state the expenses other than those of the Professor's

and the Board of Regents that has been expended on the station, including machinery, stock, employes, and all the incidentals? You may make the reports of the expenditures of each month.

A.

November, 1891.....	\$ 75.88.
December, “	45.90.
January, 1892	78.00.
February, “	279.37.
March, “	275.94.
April, “	473.67.
May, “	526.56
June, “	467.67.

Total..... \$2,222.99.

July, 1893	\$ 382.99.
August, “	301.00.
Sept'mb'r “	443.66.
October, “	649.29.
Novemb'r “	350.09.
Decemb'r “	284.70.

Total to January 1st,.....\$2,411.75.

January, 1893,\$ 275 28

Q. You may proceed Dotcor, to state any other item of expense, the purchasing of stock, implements, freight, or any other item of expense pertaining to the station?

A.

Expenses of Director to July 1, 1892.....	\$ 89 13
January 1, 1893.....	56 65
Expense of freight, to June 30, 1893.....	334 94
To January 1, 1893.....	41 00
January, express.....	13 14
Feed, until June 30, 1892.....	88 24
Until January 1, 1893... ..	235 91
January, 1893.....	15 73
Fencing, to June 30. 1892.....	210 86
To January 1, 1893.....	60 00
January, 1893.....	13 23
Implements, to January 30, 1892.....	970 62
Insurance.....	54 50
Expense of Laboratory, to June 30, 1892.....	1,601 38
To January, 1893.....	1,593 37
January, 1893.....	42 50
Library, to June 30, 1892.....	254 03
January, 1893.....	81 85
Miscellaneous expenses, to June 30, 1892.....	122 57
January 1, 1893	142 30
January, “	24 85
Office supplies, to June 30, 1892... ..	402 50
January 1, 1893.....	25 75
January, “	9 65

Postage, to June 30, 1892.....	64 82
January 1, 1893.....	31 30
January, ".....	17 00
Printing, to June 30, 1892.....	53 90
January 1, 1893.....	40 75
Repairs, to January 1, 1893.....	26 15
Seeds, to June 30, 1892.....	232 01
January 1, 1893.....	24 77
Stock, to June 30, 1892.....	300 00
January 1, 1893.....	320 82
Trees, to June 30, 1892.....	420 60
Water supply, June 30,.....	1,513 57
January 1, 1893.....	425 62
Bulletin, to June 30, 1862.....	150 00
January 1, 1893.....	143 50
Buildings, to June 30, 1892.....	3,000 00
To January 1, 1893.....	652 50
Expenses during January.....	50 00
Salaries, to June 30, 1892.....	2,093 44
To January 1, 1893.....	2,350 08
January salary.....	391 68

Monthly total.

October, 1891.....	\$ 122 18.
November, " ..	202 88.
December, " ..	447 81.
January, 1892	1,012 84.
February, "	2,501 84.
March, "	1,923 63.
April, "	3,568 92.
May, "	2,250 65.
June, "	2,969 25.

Grand total.....\$15,000 00.

July, 1893.....	\$ 1,069 25.
August, "	852 73.
September, "	448 63.
October, "	1,183 68.
November, "	1,533 42.
December, "	1,493 24.
January, 1893.....	937 43.
Salary of Ewing.....	250 00.

\$7,768 37.

J. C. NEAL.

President R. J. Barker being recalled.

By Mr. Pringey.

Q. President R. J. Barker, you may state your disbursements under the Morill Act or Government fund for the fiscal year ending June 30, 1892?

A. I desire to state that under the head of agriculture, that the following amounts were disbursed:

For salaries.	\$ 336 18
For apparatus.	324 02
Machinery.	1,606 37
Text and reference books.	571 75
Stock and material	3,241 26
Total on account of agriculture.	\$6,079 58
Disbursed on account of mathematical science:	
On account of salaries.	\$ 814 86
On account of apparatus.	1,215 00
On account of text and reference books.	15 87
On account of stock and material.	74 07
Total disbursements on account of mathematics.	\$2,119 80
Disbursements on account of English literature:	
On account of salaries.	\$ 890 47
On account of text and reference books.	1,774 96
On account of stock and material.	178 27
Total disbursements on account of English literature.	\$2,843 70
Disbursements on account of physical science:	
On account of salaries.	\$ 185 69
On account of apparatus.	1,953 24
On account of machinery.	62 77
On account of text and reference books.	499 30
On account of stock and material.	591 85
Total disbursements on account of physical science.	\$5,292 84
Disbursements on account of natural science:	
On account of salaries.	\$ 60 70
On account of apparatus.	2,009 88
On account of text and reference books.	494 67
On account of stock and material.	98 83
Total disbursements on account of natural science.	\$ 2664 08
Grand total disbursed under the above heads.	\$17,000 00
Q. Prof. R. J. Barker, you may state what amount of funds you received from the Government fund under the Morrill act for the fiscal year ending 1892?	
A. \$17,000.00.	
Q. You may state what you have received for the fiscal year ending June 30, 1892?	
A. We have received \$18,000.00.	
Q. Mr. Barker, you may state what amount of money you have disbursed for the present fiscal year?	
A. I can not state definitely what amount has been disbursed but will state the following as approximately correct; on account of salaries, \$3,193.24; for all other purposes including books and periodicals, freight, express charges, etc., \$4,807.00; making the total expenditures for the fiscal year so far, \$8,000.24. The estimate may be wide of the mark, but from the information at hand at this time, to the best of my ability, this is approximately correct. Under our system, we audit the accounts of the college	

but once a year, that is the total accounts, I mean. It will be seen that this leaves a balance in the treasury at this time of about \$10,000.

By Mr. Pringey.

Q. What is your daily attendance, and what do you calculate the increase for the coming year?

A. Our average daily attendance is 95 pupils; we estimate that our school will be doubled next year.

Q. You may state the number of pupils enrolled at this present time?

A. Our record shows an enrollment of 126 students.

Q. How do you account for an average daily attendance of 95, when you have an enrollment of 126?

A. At least a dozen of the students are teaching in the common schools of this county at the present time.

R. J. BARKER,
Pres. A. & M. College.

John Kipp, being sworn, deposes and says;

By Mr. Pringey.

Q. Mr. Kipp, you may state if you had under contract the erection of the buildings of the Agriculture, Mechanical and Experiment Station at this point?

A. We did, the firm of Willis & Kipp.

Q. What was the nature and extent of your contract?

A. We had the contract of the director's house, laboratory building, the residence of the superintendant of the farm, and the barn; that is all of our first contract. We afterwards put an addition the laboratory and barn; that is the nature of our contract; we had other work by the day.

Q. You may state Mr. Kipp, the cost of constructing each separate building?

A. I can not do it without referring to the books.

Q. Can you give the total?

A. The total was \$3,000.00.

By Mr. Greer.

Q. How many bidders were there when these contracts were let?

A. Two other firms from here besides ourselves, and other firms from abroad.

Q. You got the contract by virtue of being the lowest bidder did you?

A. Yes sir.

JOHN KIPP.

Mr. Clevinger of First district, introduced
Council Resolution No. 7.

Which resolution was read.

And Mr. Clevinger moved
Its adoption.

The President ruled that the introduction of the resolution was out of order.

Mr. Fegan moved

That the report of the committee be adopted and the committee discharged.

Which motion prevailed and the committee was discharged.

Mr. Clevinger of First district, introduced
Council Concurrent Resolution No. 14, requesting report of instructors
of Agricultural and Mechanical College.

Which was read first time and laid over until tomorrow.

Mr. Fegan moved

That the Council do now adjourn until 10 o'clock tomorrow.

Which motion prevailed.

So the Council adjourned.

J. C. HOFIUS,
Chief Clerk.

Approved March 2, 1893.

FIFTY-SECOND DAY.

GUTHRIE, O. T., March 2, 1893.

Council met pursuant to adjournment and was called to order by the
President.

Roll call showed all present except.

McCredie, Pulliam and Wrightsman.

Who afterward reported.

Prayer by Chaplain Boggess.

Mr. Pulliam moved

That the reading of the Journal be dispensed with and approved.

Which motion prevailed and the Journal was approved.

Council Bill No. 114,
Substitute for Council Bill No. 79,
Was read the third time.

Shall the bill pass?

The roll being called there were:

Yeas, 7.

Nays, 0.

Those voting in the affirmative were:

Canon, Carswell, Fegan, McCredie, Pringey, Pulliam and Shaffer.

So the bill passed and the title was agreed to.

Council Bill No. 70

Was read the third time.

Shall the bill pass?

The roll being called there were:

Yeas, 3.

Nays, 1.

So the bill did not pass.

Those voting in the affirmative were:

Carswell, Lane, Pulliam.

Those voting in the negative were: Fegan.

Those present but not voting because paired were:

Canon and Shaffer.

Those absent in the committee room were:

Clevinger, Ross, Pitman and Mr. President.

Mr. Pulliam moved

That the Council resolve itself into Committee of the Whole on

House Bill No. 47,

Council Bill No. 85 and

Council Bill No. 55,

And the motion prevailed.

So the Council went into Committee of the Whole with Mr. Canon in the chair.

At 11:25 the committee arose and through its chairman reported that they had had under consideration

House Bill No. 47,

Council Bill No. 85 and

Council Bill No. 55,

Report progress and ask leave to sit again at 2 o'clock.

Mr. Shaffer moved

That the Council do now take a recess until 2 o'clock.

Which motion prevailed.

So the Council took a recess.

AFTERNOON SESSION.

The time for which a recess was taken having expired the Council was called to order by the President.

Mr. Ross of Cleveland county introduced
Council Bill No. 127,

Which was read first time by title and referred to Committee of the Whole.

Mr. Shaffer of Payne county introduced
Council Bill No. 126,

Which was read first time by title and referred to Committee on Public Institutions, with the request to refer back tomorrow at 10 o'clock.

The Committee on Engrossed and Enrolled Bills made the following report:

Mr. President:

We, your Committee on Engrossed Bills beg leave to report that we have examined

House Substitute for Council Bill No. 43
And find it correctly engrossed.

J. W. CLEVINGER,
Chairman Committee.
F. S. PULLIAM.

Mr. President:

We, your Committee on Engrossed Bill beg leave to report that have passed on

House Joint Resolution No. 12
And find it correctly enrolled.

J. W. CLEVINGER,
Chairman Committee.
F. S. PULLIAM.

Mr. President:

We, your Joint Committee on Enrolled Bills beg leave to report that we have examined

House Concurrent Resolution No. 14
And find it correctly enrolled.

J. W. CLEVINGER,
Chairman Committee.
F. S. PULLIAM,

Mr. President:

We, your Committee on Engrossed Bills, beg leave to report that we have passed upon

Council Bill No. 113 and
Council Bill No. 121

And find them correctly engrossed.

J. W. CLEVINGER,
Chairman Committee.
F. S. PULLIAM.

The President then signed
House Concurrent Resolution No. 12 and
House Concurrent Resolution No. 14
In the presence of the Council.

The sergeant-at-arms was excused for to-morrow.

Council Bill No. 12

Was read third time and placed upon its final passage.

Shall the bill pass?

The roll call showed:

Yeas, 13.

Nays, 0.

Those voting in the affirmative were:

Canon, Carswell, Clevinger, Fegan, Lane, McCredie, Pitman, Pulliam,
Pringey, Ross, Shaffer, Wrightsman and Mr. President.

So the bill passed and the title was agreed as amended.

Mr. Clevinger moved

That the Council resolve itself into Committee of the Whole on general order.

And the motion prevailed.

So the Council resolved itself into Committee of the Whole, with Mr. Clevinger in the chair.

At 5 o'clock the committee arose, and through its chairman, reported that they had had under consideration

Council Bill No. 61, which was substituted for

Council Bill No. 108,

And recommend that it do not pass.

J. W. CLEVINGER,
Chairman of Committee.

Message from the House:

Mr. President:

I am directed by the House to transmit to your honorable body

House Bill No. 62 and

House Bill No. 63,

Which has passed the House, and ask your concurrence therein.

P. O. CASSIDY,
Chief Clerk.

Mr. McCartney moved

That House Bill No. 62 and

House Bill No. 63,

Be read by title.

Mr. Carswell offered a substitute

That the bills be read section by section.

The vote occurring on the amendment

The amendment was lost.

Mr. Carswell then offered as a substitute for the motion of Mr. McCartney

That the bill be rejected.

Mr. Fegan moved

That the Council do now take a recess until 7:30.

Mr. Carswell moved as an amendment
That the Council do now adjourn.

Pending the motion and amendment a message was received from the House:

Mr. President:

I am directed by the House to transmit to your honorable body

House Bill No. 34,

House Bill No. 4,

House Bill No. 28 and

House Bill No. 52,

Which have passed the House, and respectfully ask your concurrence therein.

P. O. CASSIDY,
Chief Clerk.

House Bill No. 34,

House Bill No. 4,

House Bill No. 28 and

House Bill No. 52

Were all read a first time by title and referred as follows:

House Bill No. 34

Was referred to Committee of the Whole and made special order for 2 o'clock to-morrow.

House Bill No. 52

Was referred to Committee of the Whole.

House Bill No. 4

Was placed on the calendar for second reading.

House Bill No. 28

Was placed on the calendar for second reading.

Edwin Witherell was sworn in as Assistant Chief Clerk.

The vote occurring upon the substitute, and a division being called for there were:

Yeas, 5.

Nays, 4.

So the Council adjourned.

J. C. HOFIUS,
Chief Clerk.

Approved March 3, 1893.

FIFTY-THIRD DAY.

GUTHRIE, O. T., March 3, 1893.

Council met pursuant to adjournment and was called to order by the President.

Roll call showed all present except:

Mr. Fegan, who afterwards reported.

Prayer by Chaplain Boggess.

Journal of March 2 read and approved as amended.

Councilor Lane was called to the chair.

The Committee on Public Institutions reported as follows:

Mr. President:

We, your Committee on Public Institutions, having had under consideration

Council Bill No. 126,

Beg leave to report and ask that it do pass.

J. J. SHAFFER,
Chairman of Committee.

J. C. PRINGEY,
HUGH MCCREDIE,
J. P. LANE,
C. H. CARSWELL.

Mr. President:

We, your Committee on Public Institutions, having had under consideration

Council Bill No. 127,

After due consideration, beg leave to report and ask that it do pass.

J. J. SHAEFER,
Chairman of Committee.

J. C. PRINGEY,
HUGH MCCREDIE,
J. P. LANE,
C. H. CARSWELL.

The Committee on Agriculture and Highways reported as follows:

Mr. President:

We, your Committee on Agriculture and Highways, having had under consideration

Council Bill No. 86,

Beg leave to report the same that it do pass.

JOHN M. CANON,
Chairman of Committee.

C. H. CARSWELL,

J. C. PRINGEY,

J. J. SHAFFER.

Mr. President:

We, your Committee on Agriculture and Highways, having had under consideration

House Bill No. 73,

Beg leave to report the same with the recommendation that it do pass.

JOHN M. CANON,
Chairman of Committee.

J. C. PRINGEY,

C. H. CARSWELL.

Mr. President:

We, your Committee on Agriculture and Highways, have had under consideration

House Bill No. 48, relating to animals,

Herewith return the same with the recommendation that its further consideration be referred to the Committee of the Whole Council.

JOHN M. CANON,
Chairman of Committee.

C. H. CARSWELL,

J. C. PRINGEY,

J. J. SHAFFER.

The Committee on Judiciary reported as follows:

Mr. President:

Your Committee on Judiciary having had under consideration

Council Bill No. 44,

Beg leave to report the same back with the recommendation that the substitute returned herewith do pass.

C. H. CARSWELL,
Chairman of Committee.

J. W. CLEVINGER,

J. M. CANON,

O. R. FEGAN.

The Committee on County Affairs reported as follows:

Mr. President:

We, your Committee on County Affairs, to whom was referred

Council Bill No. 55,

Beg leave to report that we have considered the same and recommend that it do pass.

J. P. LANE,
Chairman of Committee.

L. P. ROSS,

J. M. CANON.

Council Bill No. 126

Was read second time by title and referred to Committee of the Whole.

Council Bill No. 127

Was read second time by title.

Council Bill No. 18

Was read first time by title and referred to Committee of the Whole.

House Bill No. 73

Was read second time by title and referred to Committee of the Whole.

Substitute for Council Bill No. 44

Was read a first time by title and referred to Committee of the Whole.

Mr. Pitman introduced

Council Bill No. 128, "an act amending section 10, article 6, chapter 17, relating to contracts."

Which was read first time by title and referred to Committee on Judiciary.

House Bill No. 28

Was read second time by title and referred to Committee of the Whole.

Mr. Wrightsman moved

That the Council do now resolve itself into Committee of the Whole on orders of the day.

Which motion prevailed.

So the Council resolved itself into Committee of the Whole with Mr. Lane in the chair.

At 11:45 the Committee arose and through its chairman reported that they had had under consideration

House Bill No. 28

And recommend that it do pass.

House Substitute for Council Bill No. 43,

And recommend that it do pass:

Council Bill No. 126,

And recommend that it do pass:

House Bill No. 4,

Which the committee recommend be referred to the Committee on Judiciary.

The Committee on Judiciary submitted the following report on Council Bill No. 41:

Mr. President:

We, your Committee on Judiciary, having had under consideration Council Bill No. 41,

Beg leave to report the same back with the recommendation that it do not pass.

C. H. CARSWELL,
Chairman of Committee.

J. W. CLEVINGER,

J. M. CANON,

O. R. FEGAN.

Mr. Fegan moved that

House Concurrent Resolution No. 14

Be recalled from the House.

On point of order by Mr. Pitman,

The President ruled Mr. Fegan's motion out of order.

Mr. Fegan moved

To expunge from the record the record of the vote on
House Concurrent Resolution No. 14.

Pending which motion Mr. Canon moved

That the vote by which

House Concurrent Resolution No. 14

Was adopted by the Council be reconsidered.

Roll call recurring on the motion of Mr. Canon the vote resulted:

Yeas, 10.

Nays, 1.

So the motion prevailed.

Those voting in the affirmative were:

Canon, Clevinger, Fegan, Pitman, Pringey, Pulliam, Ross, Shaffer,
Wrightsmen and Mr. President.

Those voting in the negative were.

Mr. Carswell.

Mr. Fegan voting with the protestation that the resolution was not
adopted as the Journal shows.

Mr. Ross was excused until tomorrow.

Message from the House.

Mr. President:

I am directed by the House to transmit to your honorable body

Council Bill No. 83,

Which the House has passed.

P. O. CASSIDY,
Chief Clerk.

Message from the House.

Mr. President:

I am directed by the House to transmit to your honorable body

House Substitute for Council Joint Resolution No. 4,

Which the House has passed and respectfully ask your concurrence.

P. O. CASSIDY,
Chief Clerk.

Mr. President:

I am directed by the House to return to your honorable body

Council Bill No. 94,

Which the House has failed to concur in.

Respectfully,
P. O. CASSIDY,
Chief Clerk.

Message from the House.

Mr. President:

I am directed to transmit to your honorable body

Council Joint Resolution No. 8,

Which the House has adopted.

Respectfully,
P. O. CASSIDY,
Chief Clerk.

Council Joint Resolution No. 8

Was placed on general orders.

Council Bill No. 113

Was then read third time.

Mr. Carswell moved

That the Council resolve itself into a Committee of the Whole for the consideration of

Council Bill No. 113.

Which motion prevailed.

At 12:30 o'clock the committee arose and through its chairman reported that they had had under consideration

Council Bill No. 113,

And report progress and ask leave to sit again.

Mr. Pulliam moved

That the Council do now take a recess until 2 o'clock.

Which motion prevailed.

So the Council took a recess.

AFTERNOON SESSION.

After the time for which a recess was taken had expired the Council was called to order by the President.

House Bill No. 34,

Was read second time by title and referred to a Committee of the Whole.

Mr. McCartney moved

That House Bill No. 62

Be read first time by title.

Mr. Carswell moved as a substitute for Mr. McCartney's motion

That the bill be rejected.

The Chair declared the motion of Mr. Carswell out of order and the bill was read first time by title.

Mr. Fegan moved as an amendment

That the bill stand for special order for to-morrow at 11 o'clock.

Which amendment was withdrawn.

Mr. Carswell moved

That the further consideration of the question, "Shall the bill be rejected" be deferred until to-morrow at 10 o'clock.

Which motion prevailed.

Mr. McCartney moved

That House Bill No. 63

Be read first time by title.

Mr. Carswell moved as a substitute

That the bill be rejected.

The President held the motion out of order and that the vote should occur on the substitute of Mr. Carswell, considered as a motion.

Mr. Carswell moved

That the consideration of the question, "Shall the bill be rejected," be deferred until to-morrow at 10 o'clock.

Which motion prevailed.

Mr. McCredie moved

That the Council resolve itself into a Committee of the Whole on Council Bill No. 108 and Council Bill No. 113.

Which motion prevailed.

At 3 o'clock the committee arose, and through its chairman, reported that the committee had had under consideration

Council Bill No. 108 and

Council Bill No. 113

And recommend that they do pass as amended.

Mr. Fegan moved

That the Council do now resolve itself into a Committee of the Whole on

House Bill No. 34,

House Bill No. 47,

Council Bill No. 95,

Council Bill No. 85 and

Council Bill No. 55.

Pending which motion a message was received from the House.

Mr. President:

I am directed to transmit to your honorable body

House Bill No. 84,

House Bill No. 88 and

House Bill No. 81,

Which the House has passed, and respectfully ask your concurrence. Also

Council Bill No. 22 and

Council Bill No. 53,

Which the House has concurred in.

P. O. CASSIDY,
Chief Clerk.

And the House bills were all read first time by title.

The vote recurring on the motion of Mr. Fegan, prevailed.

And so the Council went into Committee of the Whole.

At 5:35 o'clock the committee arose, and through its chairman reported that they had had under consideration

House Bill No. 34,

Council Bill No. 95,

Council Bill No. 85,

Council Bill No. 55 and

House Bill No. 47,

And recommend that

Council Bill No. 95

Do pass as amended.

Council Bill No. 85,

Report progress and asked leave to sit again at 2 o'clock to-morrow.

Council Bill No. 34

Was made a special order for to-morrow at 10 o'clock.

Council Bill No. 23

Was then taken up and read third time.

Mr. Pitman moved

That the Council do now take a recess until 7:30.

Which motion prevailed.

So the Council took a recess.

EVENING SESSION.

At 7:30 the recess having expired the Council was called to order by the President.

Mr. Fegan moved

That the Council resolve itself into Committee of the Whole for the consideration of

House Bill No. 52 and

Council Bill No. 95.

Which motion prevailed.

So the Council went into Committee of the Whole and Mr. McCartney was called to the chair.

At 8:30 o'clock the committee arose, and through its chairman, reported that they had had under consideration

House Bill No. 52 and

Council Bill No. 95

And recommend that

Council Bill No. 95

Do pass as amended.

And on House Bill No. 52,

That it be referred to a special committee composed of Councilors McCartney, Wrightsman and Fegan.

Watchman was excused until Sunday evening.

Mr. Fegan moved

That House Bill No. 54

Be recommitted to Committee of the Whole with instructions to amend by eliminating all amendments and recommend

That it do pass as passed by the House.

Mr. Wrightsman offered as a substitute

That the Council go into Committee of the Whole on

Council Bill No. 41.

Mr. Clevinger demanded a call of the House.

The President ruled the demand out of order at this time.

The vote occurring on the substitute offered by Mr. Wrightsman, the substitute prevailed and the the Council resolved itself into Committee of the Whole with Mr. Wrightsman in the chair.

At 9:15 o'clock the committee arose and through its chairman reported that they had had under consideration

Council Bill No. 41

And recommend that it do not pass.

Mr. Fegan moved

That the report of the Committee of the Whole on
Council Bill No. 41

Be adopted and the bill rejected.

Roll call showed:

Yeas, 6.

Nays, 2.

So the motion prevailed and the bill was rejected.

Those voting in the affirmative were:

Canon, Fegan, McCredie, Pringey, Pulliam and Mr. President.

Those voting in the negative were:

Clevinger and Wrightsman.

Mr. Wrightsman moved

That the Council resolve itself into Committee of the Whole on general order,

Council Bill No. 124

To be first considered.

Which motion prevailed and the Council went into Committee of the Whole with Mr. Wrightsman in the chair.

At 9:30 o'clock the committee arose and through its chairman reported that they had had under consideration

Council Bill No. 124

And recommend that it do not pass.

Mr. McCartney introduced

Council Bill No. 126

As a substitute for

Council Bill No. 86.

Which was read the first time.

Mr. Pringey moved

That the Council do now resolve itself into a Committee of the Whole on

Council Bill No. 86.

Which motion prevailed and the Council went into Committee of the Whole with Mr. Clevinger in the chair.

At 10 o'clock the committee arose and through its chairman reported that they had considered

Council Bill No. 86

And recommended that it do pass.

The President instructed the Clerk to recall
House Concurrent Resolution No. 14.

Mr. Pulliam moved

To adjourn until 9 o'clock tomorrow.

Mr. Fegan offered, as an amendment to the motion,

That we do now adjourn.

Mr. Pulliam offered, as a substitute for all motions,
That the Council do now adjourn until 9:30 o'clock tomorrow.
Which substitute prevailed.
The Council adjourned.

J. C. HOFIUS,
Chief Clerk.

FIFTY-FOURTH DAY.

GUTHRIE, O. T., March 4, 1893.

The Council met pursuant to adjournment and was called to order by the President.

Roll call showed all present except:
Fegan and Pitman, who afterward reported.

Prayer by Chaplain Boggess.

Journal of March 3 read and approved.

The consideration of Mr. Carswell's motion

To reject House Bill No. 62 and

House Bill No. 63

Was by unanimous consent made special order for 2 o'clock.

The Joint Committee on Engrossed and Enrolled Bills made the following report:

Mr. President:

We, your Joint Committee on Enrolled Bills, beg leave to state that we have examined

Council Bill No. 83

And find it correctly enrolled.

J. W. CLEVINGER,

F. S. PULLIAM,

On Part of Council.

JAMES K. ALLEN,

Chairman of Committee.

J. C. CARRINGTON,

JOHN PFAFF,

On Part of House.

House Bill No. 34

Being on third reading, Mr. Clevinger moved

That all of House Bill No. 34

Be stricken out, beginning with section 2, and that

Council Bill No. 102

Be inserted therefor.

The vote occurring upon the amendment, Mr. Pringey demanded

A call of the house.

Roll call showed all present except:

Fegan and Pulliam, and the President instructed the sergeant-at-arms to call in the absent members.

Mr. Clevinger moved

That further proceedings under call of the House be dispensed with.

Which motion was lost.

At 10:40 the sergeant-at-arms reported with the absent members.

The vote recurring upon the motion of Mr. Clevinger, to amend, pending which motion, Mr. Ross moved

A recess until 2 o'clock.

Which motion was lost.

And the motion of Mr. Clevinger, to amend, was put and lost.

Mr. Fegan moved

That House Bill No. 34

Be read third time and placed on its final passage, as passed by the House.

Which motion was carried.

Mr. Clevinger moved

That the Council do now take a recess until 2 o'clock.

And the motion was lost.

House Bill No. 34

Was then read a third time.

Mr. Wrightsman moved

That part of section 4 of

House Bill No. 34

Be stricken out.

Which motion received no second.

Shall the bill pass?

Roll call showed.

Yeas, 10.

Nays, 3.

Those voting in the affirmative were:

Canon, Carswell, Clevinger, Fegan, McCredie, Pitman, Pringey, Ross, Shaffer and Mr. President.

Those voting in the negative were:

Lane, Pulliam and Wrightsman.

So the bill passed and the title was agreed to.

Mr. Wrightsman submitted the following reasons for his vote:

Mr. President:

I am opposed to part 3 of section 4 of

House Bill No. 34,

Believing it to the injury of the working people. I therefore vote no.
C. J. WRIGHTSMAN.

Mr. Ross was excused until 9 a. m. March 6 and announced that he was paired with Mr. Fegan on all questions except the educational appropriation bill, being

Council Bill No. 26.

Mr. Fegan moved

That the Council do now take a recess until 2:30 o'clock.

Which motion prevailed.

So the Council took a recess.

AFTERNOON SESSION.

The time for which a recess was taken having expired the Council was called to order by the President.

Message from the House:

Mr. President:

I am directed by the House to request your honorable body to return to the House

Council bill No. 94

For action.

Respectfully,
P. O. CASSIDY,
Chief Clerk

By direction of the President the bill was returned as requested.

Mr. Wrightsman moved

That the Council resolve itself into Committee of the Whole on Council Bill No. 85.

Which motion prevailed.

Mr. Fegan moved

That pending such action

Council Bill No. 95 and

Council Bill No. 126

Be read third time.

Which motion was deferred by common consent.

Mr. McCartney moved

That House Bill No. 62 and

House Bill No. 63

Be read second time by title.

Which motion the President declared out of order.

Council Bill No. 95

Was then read third time.

Mr. Shaffer moved

That the rules be suspended, the bill considered engrossed and placed upon its final passage.

Which motion prevailed.

Yeas, 12.

Nays, 0.

Those voting in the affirmative were:

Canon, Carswell, Clevinger, Fegan, Lane, McCredie, Pitman, Pringey, Pulliam, Shaffer, Wrightsman and Mr. President.

Shall the bill pass?

Roll call showed:

Yeas, 12.

Nays, 0.

Those voting in the affirmative were:

Canon, Carswell, Clevinger, Fegan, Lane, McCredie, Pitman, Pringey, Pulliam, Shaffer, Wrightsman and Mr. President.

So the bill was passed and the title agreed to.

Mr. McCredie moved

That the rules be suspended and

Council Bill No. 126

Be read third time, considered engrossed and placed on its final passage.

Mr. Carswell moved as a substitute

That consideration of said bill be deferred until 10 o'clock March 6.

Roll call on the substitute showed:

Yeas, 6.

Nays, 6.

Those voting in the affirmative were:

Clevinger, Pringey, Pulliam, Shaffer, Wrightsman and Mr. President.

Those voting in the negative were:

Canon, Carswell, Fegan, Lane, McCredie and Pitman.

So the motion was lost.

The vote recurring on the motion of Mr. McCredie, there were:

Yeas, 10.

Nays, 2.

Those voting in the affirmative were:

Canon, Carswell, Fegan, Lane, McCredie, Pitman, Pulliam, Shaffer, Wrightsman and Mr. President.

Those voting in the negative were:

Clevinger and Pringey.

So the motion prevailed and
Council Bill No 126
Was read third time.

Pending the roll call on the final passage of the bill,

Mr. Clevinger challenged the votes of Messrs. Pitman and Canon, on motion of Mr. McCredie to suspend the rules, as they are members of the board of regents and are not entitled to vote.

The Chair ruled

That any member had a right to vote.

Mr. Clevinger moved

That the bill be recommitted to the Committee of the Whole with instructions to recommend an appropriation of \$15,000 to each of the institutions described in said bill and that the following words in section 7 of said bill be stricken out to-wit:

"For the erection and furnishing a dormitory for said normal school."

Pending which motion Mr. McCartney moved, as a substitute,

That further consideration of the bill be deferred until 10 o'clock, March 6.

To which substitute Mr. Lane offered, as an amendment,

That consideration of the bill be deferred until 7:30 o'clock.

The vote occurring on the amendment of Mr. Lane was lost.

The vote recurring upon the substitute of Mr. McCartney was lost.

Mr. McCartney challenged the right of Messrs. Pitman and Canon or any member of the Board of Regents to vote on the motion.

Mr. President ruled

The challenge out of order.

Mr. Clevinger moved

To insert \$16,000 instead of \$15,000 in his amendment.

The President ruled

The motion of Mr. Clevinger divisible and put the question.

Shall the words of paragraph 2 of section 7 of the bill, \$25,000 be stricken out?

Roll call showed:

Yeas, 3.

Nays, 9.

So the motion was lost.

Those voting in the affirmative were:

Clevinger, Lane and Mr. President.

Those voting in the negative were:

Canon, Carswell, Fegan, McCredie, Pitman, Pringey, Pulliam, Shaffer and Wrightsman.

Mr. McCredie moved

The previous question.

Shall the main question now be put?

Roll call showed:

Yeas, 7.

Nays, 4.

So the motion prevailed.

Those voting in the affirmative were:

Canon, Carswell, Fegan, McCredie, Pitman, Pulliam and Shaffer.

Those voting in the negative were:

Clevinger, Lane, Wrightsman and Mr. President.

Present and not voting: Pringey.

So the motion was lost.

Shall the bill pass?

Roll call showed:

Yeas, 9.

Nays, 3.

So the bill was passed and the title agreed to.

Those voting in the affirmative were:

Canon, Carswell, Fegan, Lane, McCredie, Pitman, Pulliam, Shaffer and Wrightsman.

Those voting in the negative were:

Clevinger, Pringey and Mr. President.

Mr. Clevinger explains his vote:

I am in favor of giving each institution a fair and reasonable appropriation, but am not in favor of the amount of \$25,000, as I do not believe that amount necessary. So I vote no.

Mr. Lane explains his vote:

On the vote for appropriation I vote aye, but under protest, believing the amount is more than should be voted, and desiring to vote for a less amount if the bill was so amended.

Mr. Wrightsman explains his vote:

I dislike the provisions of the bill, but being a friend of the institution vote aye.

Mr. Fegan moved

That the vote by which

Council Bill No. 26

Was passed be reconsidered.

Mr. Canon moved

To lay the motion on the table.

Which motion was lost.

The vote recurring on the motion of Mr. Fegan.

Roll call showed:

Yea, 1.

Nays, 9.

Those voting in the affirmative were: Wrightsman.

Those voting in the negative were:

Canon, Carswell, Fegan, McCredie, Pitman, Pringey, Pulliam, Shaffer and Mr. President.

So the motion was lost.

Mr. McCartnéy moved that

That House Bill No. 62

Be read second time by title.

Declared out of order by the President.

Mr. Pringey moved

That the Council do now resolve itself into Committee of the Whole on Council Bill No. 85,
Council Bill No. 55 and
House Bill No. 47.

Which motion prevailed.

So the Council resolved itself into Committee of the Whole with Mr. Wrightsman in the chair.

At 5:30 o'clock the committee arose and through its chairman reported that they had had under consideration

Council Bill No. 85,
Council Bill No. 55 and
House Bill No. 47,

And have considered thirty-six sections of
Council Bill No. 85,

Report progress and ask leave to sit again at 7:30.

Mr. Lane was excused until 10 a. m. March 6.

Mr. Pulliam moved

That the Council do now take a recess until 7:30.

Which motion prevailed.

EVENING SESSION.

The time for which the Council took a recess having expired the Council was called to order by the President.

Mr. Shaffer moved

That the Council adjourn until Monday morning at 9 o'clock.

As a substitute Mr. Wrightsman moved

That the Council now go into Committee of the Whole for the consideration of

Council Bill No. 95.

Which motion prevailed.

And Mr. Wrightsman was called to the chair.

At 9:45 o'clock the Committee arose and through its chairman reported that they had had under consideration

Council Bill No. 85

And recommend that it do pass as amended.

Mr. Clevinger moved

That the bill be recommitted to the Committee of the Whole with instructions to recommend that the bill do pass with all amendments eliminated from section 36.

Which motion the President declared out of order.

Mr. Wrightsman moved

That the Council do now adjourn until 9 o'clock March 6.

Which motion was lost.

Mr. Clevinger demanded

A call of the house.

Roll call showed all present except:

Ross and Wrightsman.

The President directed the sergeant-at-arms to bring in Mr. Wrightsman, Mr. Ross being excused.

Mr. Fegan was called to the chair.

Mr. Pitman moved

That further proceedings under call of the house be dispensed with.

Roll call showed:

Yeas, 7.

Nays, 4.

So the motion prevailed.

Those voting in the affirmative were:

Carswell, Fegan, Lane, McCredie, Pitman, Pringey and Pulliam.

Those voting in the negative were:

Canon, Clevinger, Shaffer and Mr. President.

The sergeant-at-arms reported with Mr. Wrightsman.

Mr. Pitman moved

That the Council do now adjourn until 9 o'clock a. m. March 6.

Which motion prevailed.

So the Council adjourned.

J. C. HOFIUS,
Chief Clerk.

Approved March 6, 1893.

FIFTY-SIXTH DAY.

GUTHRIE, O. T., March 6, 1893.

The Council met pursuant to adjournment and was called to order by the President.

Roll call showed all members present except:

Clevinger, Fegan, Lane, McCredie, Pringey, Pulliam and Wrightsman.

Prayer by Councilor Pulliam.

Journal of March 4 was read and approved as amended.

Mr. Ross moved

That the Council do now take a recess until 2 o'clock.

Which motion prevailed.

So the Council took a recess.

AFTERNOON SESSION.

The recess having expired the Council was called to order by the President.

Mr. Pitman moved

That the Council do now take a recess until 3 o'clock.

Which motion prevailed.

So the Council took a recess.

The time for which a recess was taken having expired, the Council was called to order by the President pro tem.

The Committee on Education made the following report:

Mr. President:

Your Committee on Education, to whom was referred

House Bill No. 5, an act for the support and regulation of common schools,

Beg leave to report the same back to the Council with the recommendation that it be referred to the Committee of the Whole Council for further consideration.

O. R. FEGAN,
Chairman of Committee.
J. C. PRINGEY,
JOHN M. CANON.

Mr. President:

I desire to submit the following minority report on

House Bill No. 5, entitled "an act for the support and regulation of common schools;"

The bill, in my opinion, should not become a law for the following reasons: No radical change in existing laws should be made, unless the laws now on our statutes are so pernicious or defective as to render the change absolutely necessary. This principle should be adhered to in all legislative bodies, and it is made more apparent at this time, owing to the unsettled condition of our Territory, and the probability that in the near future Oklahoma will be admitted into the statehood of states, and then a change of our laws should be made by a committee of competent lawyers appointed for that purpose. Our people are not at this time fully acquainted with the school law as it now stands, and to this cause I attribute much of the complaint that is made against it. I believe that to make the changes contemplated in this bill will cause much more confusion and entail a heavy expense upon the people, which they are

not able nor willing to bear. I am in favor of making such amendments to the law now in force as are deemed necessary, the chief of which is to provide for separate schools for the white and colored races. I therefore recommend that the bill do not pass.

L. G. PITMAN.

House Bill No. 5

Was read second time by title and committed to the Committee of the Whole.

Special Committee reported as follows:

Mr. President:

We, your Special Committee, to whom was referred

House Bill No. 52,

Beg leave to report that we have carefully considered the same and all legal points involved and that we unanimously recommend that it do pass.

W. A. MCCARTNEY,
O. R. FEGAN,
C. J. WRIGHTSMAN.

Mr. President:

Your Committee on Education to whom was referred

Council Bill No. 118, an act to establish a Collegiate Normal and Industrial Institution for the education of colored persons,

Beg leave to submit the following majority report recommending that the bill do pass.

JOHN M. CANON,
L. G. PITMAN,
J. W. CLEVINGER.

Council Bill No. 118

Was read second time by title.

Mr. President:

Your Joint Committee on Enrolled Bills have examined

House Bill No. 76, an act for the incorporation of towns situated in two or more counties,

And find it correctly enrolled.

J. K. ALLEN,
JOHN PFAFF,
On part of House.
J. W. CLEVINGER,
Chairman of Committee.
F. S. PULLIAM.
On part of Council.

Mr. President:

Your Committee on Enrolled Bills has examined

House Bill No. 34

And find the same correctly enrolled.

J. K. ALLEN,
Chairman of Committee.
J. C. CARRINGTON,
On part of House.
J. W. CLEVINGER,
F. S. PULLIAM,
On part of Council.

Mr. President:

Your Joint Committee on Enrolled Bills have examined
House Bill No. 8
And find it correctly enrolled.

JAMES K. ALLEN,
Chairman of Committee.
J. C. CARRINGTON,
On part of House.
J. W. CLEVINGER,
F. S. PULLIAM,
On part of Council.

Mr. President:

We your Committee on Enrolled Bills have passed on
Council Joint Resolution No. 8
And find it correctly enrolled.

J. W. CLEVINGER,
Chairman Committee.
F. S. PULLIAM,
On the part of Council.
J. K. ALLEN,
JOHN PFAFF,
On the part of House.

Mr. President:

Your Joint Committee on Enrolled Bills have examined
House Bill No 89
And find the same correctly enrolled.

J. W. CLEVINGER,
Chairman Committee.
F. S. PULLIAM,
On the part of Council.
J. K. ALLEN,
JOHN PFAFF,
On the part of House.

Mr. President:

Your Committee on Enrolled Bills has examined
House Bill No. 79
And find the same correctly enrolled.

J. K. ALLEN,
Chairman Committee.
J. C. CARRINGTON,
On the part of House.
J. W. CLEVINGER,
F. S. PULLIAM,
On the part of Council.

Mr. President:

We, your Joint Committee on Enrolled Bills, beg leave to report on
Council Bill No. 53

And find it correctly enrolled.

J. W. CLEVINGER,
Chairman Committee.
F. S. PULLIAM,
On the part of Council.
J. K. ALLEN,
JOHN PFAFF,
On the part of House.

Mr. President:

Your Joint Committee on Enrolled Bills has examined
Council Bill No. 22
And find the same to be correctly enrolled.

J. K. ALLEN,
Chairman Committee.
JOHN PFAFF,
On the part of House.
J. W. CLEVINGER,
F. S. PULLIAM,
On the part of Council

House Bill No. 52

Was then read third time and placed on its final passage.

Shall the bill pass?

Roll call showed:

Yeas, 8.

Nays, 2.

Those voting in the affirmative were:

Canon, Carswell, Clevinger, Fegan, McCredie, Shaffer, Wrightsman
and Mr. President.

Those voting in the negative were:

Pitman and Pulliam.

So the bill was passed and the title was agreed to.

Mr. Clevinger of First district introduced

Council Bill No. 130. Entitled an act to provide relief for settlers in
the Cheyenne and Arapahoe country.

Which was read first time.

Mr. Clevinger moved

A suspension of the rules and that the bill be read a second time.

Roll call showed:

Yeas, 8.

Nays, 1.

Those voting in the affirmative were:

Canon, Carswell, Clevinger, Pitman, Pulliam, Shaffer, Wrightsman and
Mr. President.

Those voting in the negative were: McCredie.

So the motion prevailed and the bill was then read second time and
referred to Committee of the Whole.

House Substitute for Council Bill No. 43

Was then placed on its final passage.

Shall the bill pass?

Roll call showed:

Yeas, 10.

Nays, 0.

Those voting in the affirmative were:

Canon, Carswell, Clevinger, Fegan, McCredie, Pitman, Pulliam, Shaffer, Wrightsman and Mr. President.

So the bill passed and the title was agreed to.

Message from Council:

GUTHRIE, O. T., March 6, 1893.

Mr. President:

I am directed to transmit to your honorable body

Substitute for House Bill No. 2.

Which has passed the House and respectfully ask your concurrence.

I am further directed, in answer to your request for the return to your honorable body of

House Concurrent Resolution No. 14,

To report that the same was signed by the President of the Council and Speaker of the House March 2, and by me transmitted to the Governor, where it now is.

Yours truly,
P. O. CASSIDY,
Chief Clerk.

Substitute for House Bill No. 2

Was read first time and referred to Committee on Railroads.

The clerk was directed to request House to recall

House Concurrent Resolution No 14

From the Governor.

Mr. Carswell moved that

Substitute for House Bill No. 2

Be placed at the head of the calendar.

Which motion was declared out of order.

Mr. Wrightsman moved that

Substitute for House Bill No. 2

Be referred to Committee of the Whole.

Which motion was declared out of order.

Mr. Fegan moved

That the Council resolve itself into Committee of the Whole on orders of the day.

Which motion prevailed and Mr. Fegan was called to the chair.

At 6:10 o'clock the committee arose and through its chairman reported that they had considered

House Bill No. 132

And substitute therefor and recommend that the substitute as a whole for

House Bill No. 48.

Recommend that

House Bill No. 73

Do not pass.

Council Bill No. 127

And recommend that it be referred to Mr. Wrightsman and request him to report at 9 o'clock tomorrow.

Council Bill No. 126

And recommend to amend by striking out all reference to probate courts, and as amended do pass.

Council Bill No. 102,

And recommend that it do pass.

Mr. Pitman moved

That the report of the committee as to

House Bill No. 73

Be adopted and the bill be rejected.

Which motion prevailed and the bill was rejected.

Mr. Carswell of Canadian county introduced

Council Bill No. 131. Entitled an act creating the office of probate judge and provide the qualifications therefor.

Which was read first time by title and referred to Committee on Judiciary.

Mr. Pitman moved

That the rules be suspended and the bill read second time by title.

Roll call showed:

Yeas, 8.

Nays, 0.

Those voting in the affirmative were:

Canon, Carswell, Clevinger, Fegan, Pitman, Pulliam, Shaffer and Mr. President.

So the motion prevailed and the bill was read second time by title.

Message from House:

Mr. President:

I am directed by the House to transmit to your honorable body

House Bill No. 112,

Which the House has passed and respectfully ask your concurrence therein.

Respectfully,

P. O. CASSIDY,

Chief Clerk.

Which was read first time by title and referred to Committee of the Whole.

Mr. Clevinger moved

That the Council do now take a recess until 7:30.

Which motion prevailed.

So the Council took a recess.

EVENING SESSION.

At 7:30 the recess having expired the Council was called to order by the President pro tem.

Message from Council:

Mr. President:

I am directed by the House to transmit to your honorable body
House Bill No. 112,
House Bill No. 154 and
House Bill No. 75,
Which the House has passed and respectfully ask your concurrence.

P. O. CASSIDY,
Chief Clerk

Which bills were read first time by title.

House Bill No. 154

Was referred to Committee on Education.

Council Bill No. 114

Was referred to Committee on Municipal Corporations.

Council Bill No. 75

Was referred to Committee on Ways and Means.

Message from the House.

Mr. President:

I am directed to transmit to your honorable body the inclosed amendment to section 5, article 9,

House Bill No. 5,

Which was omitted to be transmitted to your honorable body when the bill was transmitted.

Respectfully,
P. O. CASSIDY,
Chief Clerk.

Mr. Pulliam moved

That the Council now resolve itself into Committee of the Whole on
Council Bill No. 5

With instructions to eliminate all amendments to section 36 and amend section 37 by inserting after the words shale trees the following words "which shall not be planted within twenty-five feet of the middle of the road."

Pending which motion Mr. Pringey demanded

A call of the house.

Roll call showed all present except:

Mr. President and Mr. Lane.

Mr. Lane being excused the sergeant-at-arms was instructed to bring the President.

The sergeant-at-arms reported with Mr. President and further proceedings under call of the house was dispensed with.

The vote occurring on the motion of Mr. Pulliam and the roll being called, showed:

Yeas, 5.

Nays, 6.

Those voting in the affirmative were:

Canon, Carswell, Clevinger, Pitman and Pulliam.

Those voting in the negative were:

Fegan, McCredie, Pringey, Ross, Wrightsman and Mr. President.

So the motion was lost.

Mr. McCartney moved

That House Bill No. 62

Be read by title a second time.

Which was declared out of order by the President.

Mr. McCartney then called for the vote on the motion of Mr. Carswell to reject the bill.

Mr. Carswell moved

That consideration of the bill be deferred until March 9 at 4 o'clock.

Roll call showed:

Yeas, 5.

Nays, 6.

Those voting in the affirmative were:

Canon, Carswell, McCredie, Pitman and Ross.

Those voting in the negative were:

Clevinger, Fegan, Pringey, Shaffer, Wrightsman and Mr. President.

So the motion was lost.

Mr. Carswell moved

That further consideration of the motion to reject the bill be deferred till March 9 at 10 o'clock.

Roll call showed:

Yeas, 7.

Nays, 5.

Those voting in the affirmative were:

Canon, Carswell, McCredie, Pitman, Pulliam, Ross and Shaffer.

Those voting in the negative were:

Clevinger, Fegan, Pringey, Wrightsman and Mr. President.

So the motion prevailed.

Mr. McCartney moved

That the consideration of

Council Bill No. 123

Be deferred until 4 o'clock March 10.

Roll call showed:

Yeas, 1.

Nays, 10.

Voting in the affirmative:

Mr. President.

Those voting in the negative were:

Canon, Carswell, Clevinger, Fegan, McCredie, Pitman, Pringey, Ross, Shaffer and Wrightsman.

Present and not voting:

Mr. Pulliam.

So the motion was lost.

Council Bill No. 123

Was then placed on its final passage.

Shall the bill pass?

Roll call showed:

Yeas, 7.

Nays, 0.

Those voting in the affirmative were:

Canon, Carswell, Clevinger, McCredie, Pitman, Pringey and Ross.

Present and not voting:

Fegan, Pulliam, Shaffer, Wrightsman and Mr. President.

So the bill passed and the title was agreed to.

Council Bill No. 102

Was placed on final passage.

Shall the bill pass?

Roll call showed:

Yeas, 4.

Nays, 8.

Those voting in the affirmative were:

Carswell, Clevinger, Shaffer and Wrightsman.

Those voting in the negative were:

Canon, Fegan, McCredie, Pringey, Pitman, Pulliam, Ross and Mr. President.

So the bill was lost.

Mr. Fegan moved

That Council Bill No. 54

Be recommitted to the Committee of the Whole, with instructions to eliminate all amendments offered by the committee except the insertion by amendment in section 1 of the words town or village and recommend the passage of same, as passed by the House.

Which motion was lost.

Roll call showed:

Yeas, 6.

Nays, 6.

Those voting in the affirmative were:

Canon, Carswell, Fegan, McCredie, Pringey and Shaffer.

Those voting in the negative were:

Clevinger, Pitman, Pulliam, Ross, Wrightsman and Mr. President.

Shall the bill pass?

The roll call showed:

Yeas, 9.

Nays, 0.

Those voting in the affirmative were:

Carswell, Clevinger, McCredie, Pitman, Pringey, Ross, Shaffer, Wrightsman and Mr. President.

So the bill passed and the title was agreed to.

Mr. Pringey moved

That Council Bill No. 113

Be read third time and placed on its final passage.

Which motion prevailed.

So the bill was read third time.

Shall the bill pass?

Roll call showed:

Yeas, 11.

Nays, 1.

Those voting in the affirmative were:

Canon, Carswell, Clevinger, Fegan, McCredie, Pitman, Pringey, Pulliam, Shaffer, Wrightsman and Mr. President.

Voting in the negative:

Mr. Ross.

So the bill passed and the title was agreed to.

Mr. Fegan moved

To suspend the rules and that

Council Bill No. 86

Be read third time by title and placed upon its final passage.

Roll call showed:

Yeas, 8.

Nays, 1.

Those voting in the affirmative were:

Canon, Carswell, Fegan, McCredie, Pitman, Pringey, Pulliam, Ross, Wrightsman and Mr. President.

Voting in the negative were:

Mr. Shaffer.

So the motion prevailed.

Shall the bill pass?

Roll call showed:

Yeas, 9.

Nays, 1.

Those voting in the affirmative were:

Canon, Carswell, Clevinger, Fegan, McCredie, Pringey, Pulliam, Shaffer and Mr. President.

Those voting in the negative were:

Mr. Pitman.

Present and not voting:

Mr. Ross.

So the bill passed and the title was agreed to.

Report of Special Committee appointed to draft bill on "Fees and Salaries:"

Mr. President:

We, your Special Committee, appointed to prepare and submit a bill for "Fees and Salaries," beg leave to report the following bill and recommend that the same do pass as a

Substitute for Council Bill No. 52.

JOHN M. CANON,
Chairman of Committee.
L. P. ROSS,
L. G. PITMAN,
J. C. PRINGEY,
W. A. MCCARTNEY.

Bill was read first time by title.

Mr. Fegan moved.

That the rules be suspended and that

Council Bill No. 39

Be read third time by title and placed on final passage.

Roll call showed:

Yeas, 9.

Nays, 2.

Those voting in the affirmative were:

Canon, Carswell, Clevinger, Fegan, McCredie, Pulliam, Ross, Shaffer, and Wrightsman.

Those voting in the negative were:

Pitman and Pringey.

So the motion prevailed and the bill was read third time by title.

Shall the bill pass?

Roll call showed:

Yeas, 10.

Nays, 1.

Those voting in the affirmative were:

Canon, Carswell, Clevinger, Fegan, McCredie, Pitman, Pulliam, Ross, Shaffer and Wrightsman.

Those voting in the negative were:

Mr. Pringey.

So the bill passed and the title was agreed to.

Mr. Pringey of Lincoln county, introduced

Council Bill No. 134, entitled an act to locate an asylum at Chandler.

Which was read first time.

Mr. Wrightsman moved

That the Council do now adjourn.

Which motion prevailed.

So the Council adjourned.

J. C. HOFIUS,
Chief Clerk.

Approved March 7, 1893.

FIFTY-SEVENTH DAY.

GUTHRIE, O. T., March 7, 1893.

Council met pursuant to adjournment and was called to order by the President pro tem.

Roll call showed all present.

Prayer by Chaplain Boggess.

Journal of March 6 was read and approved.

Mr. Clevinger moved

That the Council resolve itself into Committee of the whole on Council Bill No. 130.

Which motion, by common consent, was withdrawn.

And pending which the President pro tem. in the presence of the Council, signed

Council Bill No. 53,

House Bill No. 79,

House Bill No. 89,

House Bill No. 76,

Council Bill No. 22,

Council Joint Resolution No. 8,

House Bill No. 8,

House Bill No. 34.

Mr. Pitman moved

That Council Bill No. 85

Be referred to the Committee of the Whole with instructions to eliminate all amendments to section 36.

Which motion prevailed.

So the Council resolved itself into Committee of the Whole and Mr. Pitman was called to the chair.

At 9:45 the committee arose and through its chairman reported that they had considered

Council Bill No. 85

And recommend that all amendments be eliminated from section 36 of said bill and that the bill as otherwise amended, do pass.

The bill was then read third time.

Mr. Pulliam moved

That the rules be suspended and that

Council Bill No. 85

Be considered engrossed and placed on its final passage.

Roll call showed:

Yeas, 9.

Nays, 1.

Those voting in the affirmative were:

Canon, Carswell, Clevinger, Fegan, Lane, Pitman, Pulliam, Ross and Mr. President.

Those voting in the negative were:

Mr. McCredie.

So the motion prevailed and the rules were suspended.

Shall the bill pass?

Roll call showed:

Yeas, 10.

Nays, 1.

Those voting in the affirmative were:

Canon, Carswell, Clevinger, Fegan, Lane, Pitman, Pringey, Pulliam, Ross, Shaffer and Mr. President.

Those voting in the negative were:

Mr. McCredie.

So the bill passed and the title was agreed to.

Mr. Pulliam moved that

Council Bill No. 92

Be recommitted to Committee of the Whole with instructions to amend by striking out in paragraph two of section 1 the word "estate" and in lieu thereof the word "property." Strike out all amendments to section 9, and in line 12 of section 22 strike out the word "two" and insert in lieu thereof the word "five" and as so amended recommend that the bill do pass.

Which motion prevailed.

So the Council resolved itself into Committee of the Whole with Mr. Pulliam in the chair.

At 10:25 the committee arose and through its chairman reported that they had had under consideration

Council Bill No. 92,

And recommend its passage as amended as per specific instructions.

Mr. Pitman moved

That the rules be suspended, the bill be read third time by title and placed on final passage.

Roll call showed:

Yeas, 11.

Nays, 0.

Those voting in the affirmative were:

Canon, Carswell, Clevinger, Fegan, Lane, McCredie, Pitman, Pulliam, Ross, Shaffer and Mr. President.

So the rules were suspended and

Council Bill No. 92

Was read third time by title and placed on final passage.

Shall the bill pass?

Roll call showed:

Yeas, 10.

Nays, 0.

Those voting in the affirmative were:

Canon, Carswell, Clevinger, Fegan, Lane, McCredie, Pulliam, Ross, Shaffer and Mr. President.

Present and not voting:

Mr. Pitman.

So the bill passed and the title was agreed to.

Mr. President pro tem. then in the presence of the Council signed Council Bill No. 22 and

Council Joint Resolution No. 8.

Mr. Clevinger moved

That the Council do now resolve itself into Committee of the Whole on Council Bill No. 130.

Which motion prevailed.

So the Council resolved itself into Committee of the Whole with Mr. Clevinger in the chair.

At 11:20 o'clock the committee arose and through its chairman reported that they had had under consideration

Council Bill No. 130 and

Council Bill No. 131

And recommend that a committee of three, of which the councilor from the First district should be chairman, be appointed to apportion the sum named in the bill among the various counties therein named, and that

Council Bill No. 131

Do pass.

Council Bill No. 133

Was then taken up and read second time.

Mr. Ross moved

That the Council now resolve itself into Committee of the Whole for the consideration of the bill.

Which motion prevailed.

So the Council resolved itself into Committee of the Whole with Mr. Ross in the chair.

At 11:30 o'clock the committee arose and through its chairman reported that they had had under consideration

Council Bill No. 133,

Report progress and ask leave to sit again at 2:30 o'clock.

Mr. Wrightsman moved

That the Council do now take a recess until 2:30 o'clock.

Which motion prevailed.

So the Council took a recess.

AFTERNOON SESSION.

The time for which a recess was taken having expired the Council was called to order by the President pro tem.

Mr. Fegan moved

That the Council do now go into Committee of the Whole on House Bill No. 112.

Which motion was lost.

Mr. Pitman moved

That the Council do now resolve itself into Committee of the Whole on Council Bill No. 133.

Which motion prevailed.

So the Council went into Committee of the Whole with Mr. Ross in the chair.

At 4:15 o'clock the committee arose and through its chairman reported that they had had under consideration

Council Bill No. 133,

Report progress and ask leave to sit again this evening at 7:30.

Mr. Fegan moved

To go into Committee of the Whole on House Bill No. 112.

Mr. Pitman moved as a substitute that

House Bill No. 112

Be rejected.

By permission the substitute of Mr. Pitman was withdrawn.

By permission Mr. Fegan's motion was withdrawn.

Mr. Pitman moved

That the Council do now resolve itself into Committee of the Whole.

Which motion prevailed.

So the Council resolved itself into Committee of the Whole with Mr. Pitman in the chair.

At 5:20 o'clock the Committee arose and through its chairman reported that they had had under consideration

House Bill No. 5,

Report progress and ask leave to sit again.

Mr. Pitman moved

That the Council do now take a recess until 7:30 o'clock.

Which motion prevailed.

So the Council took a recess.

EVENING SESSION.

The time for which a recess was taken having expired the Council was called to order by the President.

Mr. Clevinger moved

That a committee of three be appointed, of which the Councilor from the First district shall be chairman, to apportion the amount described in

Council Bill No. 130

Among the counties in the Cheyenne and Arapahoe country.

Which motion prevailed.

The President appointed

Councilors Clevinger, Carswell and Canon.

Mr. Clevinger moved

That the Council do now resolve itself into Committee of the Whole on Council Bill No. 133.

Which motion prevailed.

So the Council resolved itself into Committee of the Whole with Mr. Ross in the chair.

At 8:55 o'clock the committee arose and through its chairman reported that they had had under consideration

And had amended the same and recommend that it do pass as amended.

Mr. Ross moved

To suspend the rules, consider the bill engrossed, have it read third time by title and placed on its final passage.

Roll call showed:

Yeas, 9.

Nays, 4.

Those voting in the affirmative were:

Carswell, Clevinger, Fegan, McCredie, Pitman, Pringey, Pulliam, Shaffer and Wrightsman.

Those voting in the negative were:

Canon, Lane, Ross and Mr. President.

So the rules were suspended and

Council Bill No. 133

Was read third time by title and the bill was placed on its final passage.

Pending the roll call,

Mr. Ross demanded a call of the House.

Roll call showed all present except

Wrightsmen and Lane.

Mr. President directed the sergeant-at-arms to bring in Mr. Wrightsman, Lane being excused.

The sergeant-at-arms reported with the absent member.

Mr. Clevinger moved

That further proceedings under call of the house be dispensed with.

Shall the bill pass?

Roll call showed:

Yeas, 9.

Nays, 3.

Those voting in the affirmative were:

Carswell, Clevinger, Fegan, McCredie, Pringey, Pulliam, Ross, Shaffer and Wrightsman.

Those voting in the negative were:

Canon, Pitman and Mr. President.

So the bill was passed and the title was agreed to.

Mr. Fegan moved
To go into Committee of the Whole on
House Bill No. 112,
Council Bill No. 130 and
House Bill No. 5,
Which motion prevailed.

So the Council went into Committee of the Whole with Mr. Pitman in the chair.

At 10:45 the committee arose and through its chairman reported that they had had under consideration

Council Bill No. 130

And recommend that it be referred to a committee of three to consist of Councilors Clevinger, Fegan and Wrightsman with instructions to prepare a new bill.

House Bill No. 112,

Report progress and ask leave to sit again.

Mr. Ross moved

That the Council do now adjourn.

Which motion prevailed.

So the Council adjourned.

J. C. HOFIUS,
Chief Clerk.

Approved March 8, 1893.

FIFTY-EIGHTH DAY.

GUTHRIE, O. T., March 8, 1893.

Council met pursuant to adjournment and was called to order by the President.

Roll call showed all present except:

Canon, Clevinger, Fegan, Lane and Wrightsman, who afterwards reported.

Prayer by Chaplain Boggess.

Journal of March 7 was read in part.

Mr. Pitman moved

That the further reading of the Journal be dispensed with and the Journal be approved, and that the Council resolve itself into Committee of the Whole on

House Bill No. 5,

Which motion prevailed.

So the Council resolved itself into Committee of the Whole, with Mr. Ross in the chair.

At 10:45 o'clock the committee arose, and through its chairman, reported that they had had under consideration

House Bill No. 5

And recommend the passage of the bill as amended. (One amendment to section 67.)

Mr. Pitman moved

That the Council do now resolve itself into Committee of the Whole on House Bill No. 5

With instructions to recommend the following substitute offered for article 9, and as amended recommend that it do pass.

ARTICLE IX.

Section 1. Separate free schools shall be established for the education of children of African descent; and it shall hereafter be unlawful in the public schools of this Territory for any colored child to attend any white school, or for any white child to attend a colored school.

Section 2. When there are within any school districts in this Territory eight or more colored children of school age, the school board of such district shall be and are hereby authorized and required to establish and maintain within such district a separate free school for such children, and the length of the school term for said colored children and the advantages and privileges thereof, shall be the same as are provided for other schools of corresponding grade within such school district, and the school board of such district shall in all cases conduct, manage and control said school as other schools are to be managed and conducted according to the provisions of this act. Should any school board refuse and neglect to comply with the provisions of this section, such school district will be deprived of any part of the public funds of the next ensuing school year.

Section 3. Where the number of colored children, of school age residing within any school district as shown by the last enumeration, shall be less than eight, they shall have the privilege and are entitled to attend schools in any district in the county wherein a school is maintained for colored children; and when the number of white children of school age, residing within any school district, as shown by the last enumeration, shall be less than eight, they shall have the privilege and are entitled to attend school in any district in the county wherein a school is maintained for white children; and the school board of the district shall re-

serve a sufficient amount from the teachers' fund of such district to pay the expenses thus incurred for such school year, but such children shall only be entitled to attend school for the same length of time that the schools of the district in which they reside are maintained, and at the end of the school term the school board of the district in which such children have attended school, shall make out and forward to the school board of the district in which such children reside, all accounts showing the amount due for said children, said amount to be equal to the pro rata expense of such attendance, the same to be pro rated according to the amount paid for teacher's wages and incidental expenses during such school term, and the school board of the district in which such children reside, shall issue an order on the county or district treasurer to transfer said amount to the credit of the teachers' fund of the school district in which said children attended school. Any school board neglecting or refusing to comply with the provisions of this section shall be held individually responsible for the amount due the district in which said children attended school.

Section 4. That articles 1, 3, 4, 6, 7, 8, 9, 10, 11, 12, 13 and 14 of the Statutes of Oklahoma, and all acts or parts of acts inconsistent with this act be and the same are hereby repealed.

Pending which motion, call of the house.

Pending which Mr. McCredie moved, as an amendment thereto,

To recommit to Committee of the Whole with instructions to eliminate amendments to section 67, and recommend the passage of the bill.

Pending which motion and substitute, Mr. Pitman demanded

A call of the house.

Roll call showed all present except:

Mr. Wrightsman, and the sergeant-at-arms was instructed to bring in the absent member.

At 11.40 the sergeant-at arms reported with Mr. Wrightsman and further proceedings under call of the house was dispensed with.

Roll call showed all present.

The vote occurring on the amendment offered by Mr. McCredie and the roll being called showed:

Yeas, 10.

Nays, 3.

Those voting in the affirmative were:

Clevinger, Fegan, Lane, McCredie, Pitman, Pringey, Pulliam, Ross, Shaffer and Mr. President.

Those voting in the negative were:

Canon, Carswell and Wrightsman.

So the motion prevailed.

Mr. Clevinger moved

That the vote whereby the amendment of Mr. McCredie was carried, be reconsidered.

Which motion prevailed.

By consent the amendment of Mr. McCredie was withdrawn.

The vote recurring on the motion of Mr. Pitman, roll call showed:

Yeas, 7.

Nays, 6.

Those voting in the affirmative were:

Carswell, Lane, McCredie, Pitman, Pulliam, Ross and Wrightsman.

Those voting in the negative were:

Canon, Clevinger, Fegan, Pringley, Shaffer and Mr. President.

So the motion prevailed.

Mr. Ross moved

That the committee be further instructed to recommend the elimination of amendments to section 67.

Mr. Fegan raised the point of order

That the motion was out of order.

The Chair held that the point of order was not well taken.

After argument by Mr. Fegan, the Chair reversed its decision, holding the point of order well taken.

So the Council resolved itself into Committee of the Whole, with Mr. Pitman in the chair.

At 12:07 o'clock the committee arose and reported that they had had under consideration

House Bill No. 5

And recommend substitution of Mr. Pitman's amendment for article 9 of the bill.

Mr. Ross moved

That the Council do now go into Committee of the Whole with instructions to eliminate all amendments to section 67 of

House Bill No. 5.

Mr. Clevinger moved, as a substitute,

That the Council do now go into Committee of the Whole with instructions to eliminate all amendments from

House Bill No. 5.

Roll call on Mr. Clevinger's substitute showed:

Yeas, 7.

Nays, 6.

Those voting in the negative were:

Canon, Clevinger, Fegan, McCredie, Pringley, Shaffer, Mr. President.

Those voting in the affirmative were:

Carswell, Lane, Pitman, Pulliam, Ross, Wrightsman.

So the motion prevailed and Council went into Committee of the Whole with Mr. Ross in the chair.

At 12:11 o'clock the committee arose and through its chairman reported that they had had under consideration

House Bill No. 5

And recommend the elimination of all amendments.

Mr. Clevinger moved

That the rules be suspended,

House Bill No. 5,

Be considered engrossed, read third time by title and placed on final passage.

Pending which Mr. Pitman moved

That the Council do now take a recess until 2 o'clock.

Pending which a message from the House was read.

Mr. President:

I am directed by the House to transmit to your honorable body
House Bill No. 95,
House Bill No. 121,
House Bill No. 97,
Which the House has passed, and respectfully ask your concurrence;
also
Council Bill No. 80 and
Council Bill No. 121,
Which was amended, and as amended the House has concurred in and
passed.

Yours truly,
P. O. CASSIDY,
Chief Clerk.

The motion to take recess was lost.
The roll being called on the motion of Mr. Clevinger showed:
Yeas, 9.
Nays, 4.
Those voting in the affirmative were:
Canon, Clevinger, Fegan, Lane, McCredie, Pringey, Pulliam, Shaffer
and Mr. President.
Those voting in the negative were:
Carswell, Pitman, Ross and Wrightsman.
So the bill was read third time by title.
Shall the bill pass under suspension of the rules?
Roll call showed:
Yeas, 8.
Nays, 5.
So the motion not receiving two-thirds majority was lost.
Those voting in the affirmative were:
Canon, Clevinger, Fegan, Lane, McCredie, Pringey, Shaffer and
Mr. President.
Those voting in the negative were:
Carswell, Pitman, Pulliam, Ross and Wrightsman.
Mr. Pitman moved
That the Council do non-concur in House amendments to
Council Bill No. 80.
Roll call showed:
Yeas, 12.
Nays, 0.
Canon being present and not voting.
So the bill was then returned to the House.
Mr. Fegan moved
That the Council do non-concur in House amendments to
Council Bill No. 121.
Which motion was laid over one hour by consent.
Mr. Fegan moved
That the Council do now take a recess until 2 o'clock.
Which motion prevailed.
So the Council took a recess.

AFTERNOON SESSION.

The time for which a recess was taken having expired the Council was called to order by the President pro tem.

Committee on Enrolled and Engrossed Bills reported as follows:

Mr. President:

Your Joint Committee on Enrolled and Engrossed bills have examined

House Substitute for Council Bill No. 43

And find it correctly enrolled.

JNO. PFAFF,
On the part of House.
J. W. CLEVINGER,
Chairman Committee.
F. S. PULLIAM,
On the part of Council.

Mr. President:

Your Committee on Agriculture and Highways have had under consideration

House Bill No. 66

And beg leave to return the same with the recommendation that it be referred to the Committee of the Whole Council.

JNO. W. CANON,
Chairman Committee.
JOS. C. PRINGEY,
J. J. SHAFFER,
C. J. WRIGHTSMAN,
C. H. CARSWELL,

Message from House:

Mr. President:

I am directed to transmit to your honorable body
Substitute for House Bill No. 65,

Which has passed the House and respectfully ask your concurrence.
I also transmit with the substitute the original bill for information of your honorable body.

Yours truly,
P. O. CASSIDY,
Chief Clerk.

Mr. President:

We, your Committee on Ways and Means, have had under consideration

House Bill No. 25

And recommend that it do pass.

J. C. PRINGEY,
Chairman Committee.
JNO. M. CANON,
O. R. FEGAN,
Committee on Ways and Means.

Council Bill No. 25

Was read second time by title and referred to Committee of the Whole.

Mr. McCredie moved

That the rules be suspended,

House Bill No. 5

Be considered engrossed, read third time by title and placed on its final passage.

Pending which motion Mr. Canon moved

That the bill be recommitted to Committee of the Whole with instructions to make the following amendments:

No. 1. That section 2 of article 8 shall read as follows: "Territory outside the limits of any city, town or village, but adjacent thereto, may be attached to such city, town or village for school purposes."

Amendment 3. Article 3, section 29, amend at end of the line:

"Provided that school officers holding office under existing law, shall hold office until their successors are elected and qualified."

Which motion prevailed.

So the Council went into Committee of the Whole.

At 3:20 the committee arose and through its chairman reported that they had had under consideration

House Bill No. 25

And recommend that the bill do pass as amended.

Mr. Ross moved

That the rules be suspended, that an emergency be declared to exist and that

House Bill No 5

Be considered engrossed, read third time by title and placed on its final passage.

Mr. Carswell demanded a call of the House.

Roll call showed:

McCredie, Pitman and Mr. President absent.

The sergeant-at-arms was instructed to bring in the absent members.

Mr. Canon moved

That further proceedings under call of the house be suspended.

Which motion prevailed.

The vote recurring on the motion of Mr. Ross and the roll being called showed:

Yeas, 9.

Nays, 4.

Those voting in the affirmative were:

Canon, Clevinger, Fegan, Lane, Pringey, Ross, Shaffer, Wrightsman and Mr. President.

Those voting in the negative were:

Carswell, McCredie, Pitman, Pulliam.

So the motion prevailed, the rules were suspended, the bill was considered engrossed, read third time by title and placed on final passage.

Shall the bill pass?

Roll call showed:

Yeas, 9.

Nays, 4.

So the bill passed.

Those voting in the affirmative were:

Canon, Clevinger, Fegan, Lane, McCredie, Pringey, Ross, Shaffer and Mr. President.

Those voting in the negative were:

Carswell, Pitman, Pulliam and Wrightsman.

The title was agreed to.

Mr. Wrightsman moved

That the Council resolve itself into Committee of the Whole on House Bill No. 112.

Which motion prevailed.

So the Council went into Committee of the Whole with Mr. Wrightsman in the chair.

At 6 o'clock the committee rose and through its chairman reported that they had had under consideration

House Bill No. 112

And had adopted fifty-five sections, report progress and ask leave to sit again at 7:30 o'clock.

The President pro tem then signed

House Substitute for Council Bill No. 43

In the presence of the Council.

Mr. Ross moved

That the Council do now take a recess until 7:30 o'clock.

Which motion prevailed.

So the Council took a recess.

EVENING SESSION.

The time for which a recess was taken having expired the Council was called to order by the President pro tem.

Council Bill No. 28

Was read third time and placed on its final passage.

Shall the bill pass?

Roll call showed:

Yeas, 11.

Nays, 0.

Those voting in the affirmative were:

Canon, Carswell, Clevinger, Fegan, Lane, McCredie, Pitman, Pulliam, Shaffer and Wrightsman.

So the bill passed and the title was agreed to.

Message from House:

Mr. President:

I am directed to transmit to your honorable body
House Bill No. 5,
Which the Council amended, with the information that the House re-
fuses to concur in Council amendments.

Yours truly,
P. O. CASSIDY,
Chief Clerk.

On motion of Mr. Fegan

The Council refused to recede from their amendments to
House Bill No. 5

And a conference committee was requested.

The President pro tem appointed
Messrs. Pitman and Fegan on the Conference Committee.

Mr. McCredie of Oklahoma county introduced
Council Bill No. 135, an act relating to civil procedure.

Which was read first time.

The Committee on Railroads and Corporations submitted the follow-
ing report:

Mr. President:

Your Committee on Railroads and Corporations having had under
consideration

House Bill No. 2, being an act to compel railroads constructed near a
county seat, etc.,

Beg leave to report the same back with the recommendation that it be
referred to Committee of the whole.

C. H. CARSWELL,
Chairman of Committee.
L. P. ROSS,
J. J. SHAFFER.

Mr. Wrightsman moved

The Council do now go into Committee of the Whole on
House Bill No. 112.

Which motion prevailed.

So the Council went into Committee of the Whole, with Mr. Wrights-
man in the chair.

At 9:30 o'clock the committee rose, and through its chairman, re-
ported that they had had under consideration

House Bill No. 112

And recommend that it do pass as amended.

Message from the House.

Mr. President:

I am directed to notify your honorable body that the House has ap-
pointed as conference committee on

House Bill No. 5,

Representatives Cunningham, Merrick and Peery.

P. O. CASSIDY,
Chief Clerk.

Mr. President:

I am directed by the House to transmit to your honorable body
House Bill No. 98,
Which the House has passed, and respectfully ask your concurrence
therein.

P. O. CASSIDY,
Chief Clerk.

Which was read first time by title.

Mr. President:

I am directed to transmit to your honorable body
House Bill No. 54,
Which the Council amended, and to inform your honorable body that
the House refuses to concur in said amendments; also
Council Bill No. 80,
With the information that the House insists upon its amendments and
ask a Conference Committee, and has appointed Messrs. Cunningham,
Merrick and Greer as committee on part of House.

P. O. CASSIDY,
Chief Clerk.

The President appointed Messrs. Wrightsman and Pringey on the
Conference Committee.

Mr. Wrightsman, as Special Committee of one on
Council Bill No. 127,
Submitted the following report:

Mr. President:

Your Special Committee, to whom was referred
Council Bill No. 127,
Having considered the same, beg leave to report by recommending
that the same do pass.

C. J. WRIGHTSMAN,
Special Committee.

Mr. Fegan moved
That the rules be suspended,
House Bill No. 112
Be read third time by title, and placed on final passage.

Roll call showed:

Yeas, 9.

Nays, 0.

Those voting in the affirmative were:

Canon, Carswell, Clevinger, Fegan, Lane, McCredie, Pulliam, Ross and
Wrightsmen.

So the motion prevailed.

Shall the bill pass?

Roll call showed:

Yeas, 9.

Nays, 0.

Those voting in the affirmative were:

Canon, Carswell, Clevinger, Fegan, Lane, McCredie, Pulliam, Ross and
Wrightsmen.

So the bill was passed and the title was agreed to.

Mr. McCredie moved

That the rules be suspended and

Council Bill No. 135

Be read second time and referred to Committee of the Whole.

Which motion prevailed.

And the bill was read second time and referred to Committee of the Whole.

Mr. President:

We, your Committee on County Affairs, to whom was referred

Council Bill No. 74,

Having had the same under consideration, recommend certain amendments as marked in the bill and that it do pass.

J. P. LANE,
Chairman of Committee.
L. P. ROSS,
C. J. WRIGHTSMAN,
HUGH MCCREDIE.

Council Bill No. 74

Was read second time by title and referred to Committee of the Whole.

Report of Conference Committee on

House Bill No. 5:

Mr. President:

We, your Conference Committee on

House Bill No. 5,

Beg leave to report that we recommend that the House concur in all amendments to said bill.

L. G. PITMAN,
O. R. FEGAN,
On part of the Council.
HARPER S. CUNNINGHAM,
DAN W. PEERY,
On part of the House.

Mr. Clevinger moved

To adopt the report.

Which motion prevailed and the report was adopted.

Council Bill No. 131

Was called up and Mr. Ross moved

That the rules be suspended, that the bill be considered engrossed, read third time and placed on final passage.

Roll call showed:

Yeas, 10.

Nays, 0.

Those voting in the affirmative were:

Canon, Carswell, Clevinger, Fegan, Lane, Pitman, Pulliam, Ross, Shaffer and Wrightsman.

So the motion prevailed and the rules were suspended, and

Council Bill No. 131

Was considered engrossed, read third time and placed on final passage.

Shall the bill pass?

Roll call showed:

Yeas, 10.

Nays, 1.

Those voting in the affirmative were:

Canon, Carswell, Clevinger, Fegan, Lane, Pitman, Pringey, Pulliam, Ross, Shaffer.

Those voting in the negative were:

Mr. Wrightsman.

So the bill passed and the title was agreed to.

House Bill No. 81

Was read second time.

Mr. Wrightsman moved

That the bill be made special order for 10 a. m. March 9.

Which motion was lost.

Mr. Pringey moved

To reconsider the vote by which

Council Bill No. 85

Was passed.

The motion was ruled out of order.

Mr. Fegan moved

To reconsider the vote by which

Council Bill No. 85

Was passed.

Which motion was seconded by Mr. Pringey, and the motion was laid over.

Mr. Canon moved

That the Council do now go into Committee of the Whole on Council Bill No. 120.

Which motion prevailed.

So the Council resolved itself into Committee of the Whole with Mr. Canon in the chair.

At o'clock the committee arose and through its chairman reported that they had had under consideration

Council Bill No. 120

And recommend that it do pass.

Mr. Canon moved

That the Council go into Committee of the Whole on

Council Bill No. 118 and

Council Bill No. 25.

Which motion prevailed and the Council went into Committee of the Whole with Mr. Fegan in the chair.

At o'clock the Committee arose and through its chairman reported progress on

Council Bill No. 118 and

Council Bill No. 25

And recommend that they do pass.

Council Bill No. 25

Was read third time.

Mr. Fegan moved

That the rules be suspended,

Council Bill No. 25

Be considered engrossed and placed on its final passage.

Roll call showed:

Yeas, 10.

Nays, 0.

Those voting in the affirmative were.

Canon, Carswell, Clevinger, Fegan, Lane, Pitman, Pringey Pulliam, Ross, Wrightsman.

So the rules were suspended,

Council Bill No. 25

Was considered engrossed and placed on its final passage.

Mr. Wrightsman moved that

Council Bill No. 25

Be recommitted to Committee of the Whole with specific instructions to amend.

Roll call showed:

Yeas, 2.

Nays, 7.

Those voting in the affirmative were:

Pitman and Wrightsman.

Those voting in the negative were:

Canon, Carswell, Clevinger, Fegan, Pringey, Pulliam and Ross.

So the motion was lost.

The vote recurred on the passage of

Council Bill No. 25.

Shall the bill pass?

Roll call showed.

Yeas, 8.

Nays, 1.

Those voting in the affirmative were:

Canon, Carswell, Clevinger, Fegan, Pitman, Pringey, Pulliam and Ross.

Voting in the negative:

Mr. Wrightsman.

So the bill passed and the title was agreed to.

House substitute for House Bill No. 65

Was made special order for 9 o'clock to-morrow.

Mr. Fegan renewed his motion

To reconsider Council Bill No. 85.

Mr. Fegan moved

That further consideration of the question be postponed until 11 o'clock a. m. to-morrow.

Which motion prevailed.

Mr. Canon moved

That the rules be suspended, an emergency declared and that

Council Bill No. 120

Be read third time and placed upon its final passage.

Roll call showed:

Yeas, 10.

Nays, 0.

Those voting in the affirmative were:

Canon, Carswell, Clevinger, Fegan, Lane, McCredie, Pitman, Pringey, Pulliam and Ross.

So the motion prevailed and the rules were suspended and

Council Bill No. 120

Was read third time and placed upon its passage.

Shall the bill pass?

Roll call showed:

Yeas, 8.

Nays, 0.

Those voting in the affirmative were:

Canon, Carswell, Clevinger, Fegan, Pitman, Pringey, Pulliam and Ross.

So the bill passed and the title was agreed to.

Mr. Canon moved

That the rules be suspended, an emergency declared and

Council Bill No. 135

Be considered engrossed, read third time and placed on its final passage.

Roll call showed:

Yeas, 9.

Nays, 0.

Those voting in the affirmative were:

Canon, Carswell, Clevinger, Fegan, Lane, Pitman, Pulliam, Ross and Shaffer.

So the motion prevailed and

Council Bill No. 135

Was considered engrossed, read third time and placed on its passage.

Shall the bill pass?

Roll call showed:

Yeas, 8.

Nays, 0.

Those voting in the affirmative were:

Canon, Carswell, Clevinger, Fegan, Pitman, Pringey, Pulliam and Ross.

So the bill passed and the title was agreed to.

Mr. President appointed as Council members of Conference Committee on

Council Bill No. 80

Messrs. Pitman and Pringey.

Mr. Carswell moved

That the rules be suspended, an emergency declared, that

Council Bill No. 132

Be considered engrossed, read second and third time and placed on its final passage.

□ Roll call showed:

Yeas, 8.

Nays, 0.

Those voting in the affirmative were:

Canon, Carswell, Clevinger, Fegan, Pitman, Pringey, Pulliam, Ross and Shaffer.

So the rules were suspended, an emergency declared and

Council Bill No. 132

Was considered engrossed, read second and third time and placed on its final passage.

Shall the bill pass?

Roll call showed:

Yeas, 8.

Nays, 0.

Those voting in the affirmative were:

Canon, Carswell, Clevinger, Fegan, Pitman, Pringey, Pulliam, and Ross.

So the bill passed and the title was agreed to.

Mr. Pulliam moved

To suspend the rules, that

Council Bill No. 108

Be read third time by title and placed on its final passage.

Roll call showed:

Yeas, 9.

Nays, 0.

Those voting in the affirmative were:

Canon, Clevinger, Carswell, Fegan, Lane, Pitman, Pringey, Pulliam and Ross.

So the rules were suspended.

Council Bill No. 108

Was read third time by title and placed on final passage.

Shall the bill pass?

Roll call showed:

Yeas, 9.

Nays, 0.

Those voting in the affirmative were:

Canon, Carswell, Clevinger, Fegan, Lane, Pitman, Pringey, Pulliam and Ross.

So the bill passed and the title was agreed to.

Mr. Wrightsman moved

That the Council do now adjourn.

Which motion prevailed,

So the Council adjourned.

J. C. HOFIUS,
Chief Clerk.

Approved March 9, 1893.

FIFTY-NINTH DAY.

GUTHRIE, O. T., March 9, 1893.

Council met pursuant to adjournment and was called to order by the President pro tem.

Roll call showed all present except
Fegan, Lane, Pitman and Ross, who all reported subsequently.

Prayer by Chaplain Boggess.

Reading of the Journal was postponed.

Mr. Clevinger moved
For second reading of
House Bill No. 75.

Which motion prevailed and
House Bill No. 75
Was read second time.

Mr. Clevinger moved
That the Council do now go into Committee of the Whole on
Council Bill No. 75 and
Council Bill No. 118.

Which motion prevailed.

So the Council went into Committee of the Whole.

At 10:10 o'clock the committee rose and reported that they had had
under consideration

House Bill No. 75

And recommend that it do pass as amended; also that the committee
became disorderly and the President pro tem was obliged to take the
chair and dissolve the committee.

Mr. President demanded a call of the House.

Roll call showed

Canon and Pringey absent.

The sergeant-at-arms was instructed to bring in the absent members.

Mr. Ross moved

That further proceeding under call of the House be dispensed with.

Which motion prevailed.

Communication from the Governor nominating John L. Mitch of Oklahoma county as member of the Board of Regents of the Territorial Normal School at Edmond.

Mr. Pitman moved

To confirm the nomination.

Roll call showed

Yeas, 9.

Nays, 0.

Those voting in the affirmative were:

Clevinger, Fegan, Lane, McCredie, Pitman, Pulliam, Ross, Shaffer and Wrightsman.

So the motion prevailed and the nomination was confirmed.

Mr. Pitman introduced

Council Resolution No. 9, as follows:

Be it Resolved, By the Council that the Chief Clerk, J. C. Hofius the Enrolling and Engrossing Clerk, J. L. Haralson and Edwin Witherall of the Council be continued in service for a period of sixty days, or as much thereof as may be necessary after the final adjournment of the Legislative Assembly, under the instruction of the Secretary of the Territory, for the purpose indexing the Journal, completing the work on the records and compiling and preparing records for the printer, etc., as by law required.

And moved its adoption.

Roll call showed:

Yeas, 9.

Nays, 2.

Those voting in the affirmative were:

Clevinger, Fegan, Lane, McCredie, Pitman, Pulliam, Shaffer, Wrightsman and Mr. President.

Those voting in the negative were:

Pringey and Ross.

So the resolution was adopted.

Mr. Pitman moved

That the Council do now take a recess until 2 o'clock.

Which motion prevailed.

So the Council took a recess.

AFTERNOON SESSION.

The time of recess having expired the Council was called to order by the President.

Mr. Pitman moved

That the Council do now resolve itself into a Committee of the Whole on

House Bill No. 65 and

Council Bill No. 127.

Which motion prevailed.

So the Council resolved itself into Committee of the Whole, with Mr. Ross in the chair.

At 2:40 o'clock the committee arose, and through its chairman, reported that they had had under consideration

House Bill No. 65 and

Council Bill No. 127

And recommend that they do pass.

Message from the House.

Mr. President:

I am instructed by the House to transmit to your honorable body,

House Bill No. 147,

House Bill No. 158,

House Bill No. 155,

House Bill No. 71,

House Bill No. 129,

House Bill No. 59,

Which the House has passed, also

Council Bill No. 5,

Council Bill No. 50, substitute for Council Bill No. 26,

Council Bill No. 57,

Council Bill No. 110 and

Council Bill No. 64,

Which the House has passed.

P. O. CASSIDY,
Chief Clerk.

Mr. Ross introduced

Council Resolution No. 8, as follows:

Be it Resolved, That the Council of the Second Legislative Assembly adjourn *sine die* at 4 o'clock p. m. to-day.

Resolved further, That a committee of three be appointed to wait upon the House and a like committee be appointed to wait on the Governor and notify them respectively of the intention of the Council to adjourn, and request them to make such communications as they may desire before that hour.

Which resolution was read and

Mr. Fegan moved

That the resolution be laid on the table.

Which motion prevailed.

House Bill No. 147,

House Bill No. 158,

House Bill No. 155,

House Bill No. 71,

House Bill No. 129,

House Bill No. 59

Were read first time.

Mr. Pitman introduced

Council Bill No. 136.

Which was read first time.

Mr. Pitman moved

That the rules be suspended, an emergency be declared and
Council Bill No. 136

Be read second and third times by title, be considered engrossed and
placed on final passage.

Roll call showed:

Yeas, 10.

Nays, 0.

Those voting in the affirmative were:

Canon, Carswell, Lane, McCredie, Pitman, Pulliam, Ross, Shaffer,
Wrightsman and Mr. President.

So the motion prevailed, the rules were suspended and
Council Bill No. 136

Was read second and third time, considered engrossed and placed on
its final passage.

Shall the bill pass?

Roll call showed:

Yeas, 10.

Nays, 0.

Those voting in the affirmative were:

Canon, Carswell, Clevinger, Lane, McCredie, Pitman, Pringey, Pulliam,
Ross and Wrightsman.

So the bill passed and the title was agreed to.

Messages from the House:

Mr. President:

I am directed by the House to inform your honorable body that the
House has refused to concur in Council's first amendment to

House Bill No. 112,

And respectfully ask your honorable body to recede from the same.

P. O. CASSIDY,
Chief Clerk.

GUTHRIE, O. T., March 9, 1893.

Mr. President:

I am directed by the House to inform your honorable body that the
House has appointed the following members a Committee of Conference
to act with your committee on

House Bill No. 112

To-wit: Messrs. Stone, Greer and Ormsbee.

Respectfully,
P. O. CASSIDY,
Chief Clerk

GUTHRIE, O. T., March 9, 1893.

Mr. President:

I am directed by the House to transmit to your honorable body
Council Bill No. 126,

Which has been amended in several respects, which appear on the
printed copy sent with the bill; also by a section to the bill to be known
as section 23, and as amended passed the bill.

Yours respectfully,
P. O. CASSIDY,
Chief Clerk.

GUTHRIE, O. T., March 9, 1893.

Mr. President:

I am directed by the House to inform your honorable body that the House has appointed Messrs. Peery, Cunningham and Merrick a Conference Committee to act with the committee appointed by your honorable body on

House Bill No. 54.

Very respectfully,
P. O. CASSIDY,
Chief Clerk.

Mr. Fegan moved

That the Council insist on their amendments to
House Bill No. 112

And requested that a Conference Committee be appointed.

Which motion prevailed.

And a Conference Committee, composed of Messrs. Fegan and Puliam were appointed on the part of the Council.

Mr. Canon moved

That the Council do now go into Committee of the Whole on

Council Bill No. 103,

Council Bill No. 118,

Council Bill No. 113 and

Council Bill No. 135.

Which motion prevailed.

So the Council went into Committee of the Whole, with Mr. Canon in the chair.

At 3:15 o'clock the committee arose, and through its chairman reported that they had had under consideration

Council Bill No. 118 and

Council Bill No. 103

And had amended the same and recommend that they do pass as amended.

Mr. Wrightsman moved

That the rules be suspended and

Council Bill No. 103

Be considered engrossed, read second and third times, an emergency declared and the bill placed on final passage.

Roll call showed:

Yeas, 8.

Nays, 0.

Those voting in the affirmative were:

Canon, Carswell, Clevinger, Pitman, Pringey, Ross, Shaffer and Wrightsman.

Negative, none.

So the motion prevailed.

The rules were suspended

Council Bill No. 103

Was considered engrossed, read second and third times and placed on its passage.

Shall the bill pass?

Roll call showed:

Yeas, 10.

Nays, 0.

Those voting in the affirmative were:

Canon, Carswell, Clevinger, Lane, Pitman, Pringey, Pulliam, Ross, Shaffer, Wrightsman.

So the bill passed and the title was agreed to.

Mr. Wrightsman moved

That the rules be suspended,

Council Bill No. 118

Be considered engrossed, read second and third times and placed on its final passage.

Roll call showed:

Yeas, 9.

Nays, 0.

Those voting in the affirmative were:

Canon, Carswell, Clevinger, Lane, Pitman, Pringey, Ross, Shaffer and Wrightsman.

Those voting in the negative were: None.

So the motion prevailed.

Shall the bill pass?

Roll call showed:

Yeas, 9.

Nays, 0.

Those voting in the affirmative were:

Canon, Carswell, Clevinger, Lane, Pitman, Pringey, Pulliam, Ross and Wrightsman.

Those voting in the negative were: None.

Present and not voting:

Mr. Shaffer.

So the bill passed and the title was agreed to.

Mr. Ross moved

That the rules be suspended and that

House Bill No. 65

Be read second and third times and placed on its final passage.

Roll call showed:

Yeas, 9.

Nays, 0.

Those voting in the affirmative were:

Canon, Carswell, Clevinger, Lane, McCredie, Pitman, Pringey, Ross, Wrightsman.

Those voting in the negative were: None.

So the motion prevailed, the rules were suspended,

House Bill No. 65

Was read second and third times and placed on final passage.

Shall the bill pass?

Roll call showed:

Yeas, 9.

Nays, 0.

Those voting in the affirmative were:

Canon, Carswell, Clevinger, Lane, McCredie, Pitman, Pringey, Ross, Wrightsman.

Those voting in the negative were: None.

So the bill passed and the title was agreed to.

Mr. Pringey moved

That the rules be suspended, that

Council Bill No. 134

Be considered engrossed, read second and third times and placed on its final passage.

Roll call showed:

Yeas, 6.

Nays, 2.

Those voting in the affirmative were:

Clevinger, Lane, McCredie, Pringey, Ross, Wrightsman.

Those voting in the negative were:

Carswell and Pitman.

So the motion was lost.

Mr. Pringey demanded

A call of the house.

Which demand was waived and the following reports were made.

Mr. President:

We, your Joint Committee on Enrolled Bills, beg leave to report that we have examined

Council Bill No. 110

And found it correctly enrolled.

J. W. CLEVINGER,
Chairman of Committee.

F. S. PULLIAM,
On part of Council.

JAMES K. ALLEN,
Chairman of House Committee.

Mr. President:

We, your Joint Committee on Enrolled Bills beg leave to report that we have examined

Council Bill No. 57

And find it correctly engrossed,

J. W. CLEVINGER,
Chairman of Committee.

F. S. PULLIAM,
On the part of Council.

J. K. ALLEN,
Chairman of House Committee.

Mr. President:

We, your Joint Committee on Enrolled Bills, beg leave to report that we have examined

Council Bill No. 50

And find it correctly enrolled.

J. W. CLEVINGER,
F. S. PULLIAM,
On the part of Council.
J. K. ALLEN,
Chairman of House Committee.

Mr. President:

We, your Joint Committee on Enrolled Bills, beg leave to report, we have examined

Council Bill No. 64

And found it correctly engrossed.

J. W. CLEVINGER,
Chairman of Committee.
F. S. PULLIAM,
On the part of Council.
J. K. ALLEN,
Chairman of House Committee.

Mr. Ross moved

That the Council concur in the House amendments to
Council Bill No. 50.

Roll call showed:

Yeas, 7.

Nays, 0.

Those voting in the affirmative were:

Carswell, Clevinger, Lane, McCredie, Pitman, Pulliam, Ross.

So the motion prevailed.

Mr. Pitman moved

That the Council do not concur in House amendments to
Council Bill No. 26

And that a Conference Committee be appointed.

Roll call showed:

Yeas, 7,

Nays, 0.

Those voting in the affirmative were:

Carswell, Clevinger, Lane, McCredie, Pitman, Pringey and Ross.

So the motion prevailed.

And the President appointed Messrs. Pitman and McCredie as conferees on

Council Bill No. 26.

Mr. Pitman moved

That Council Bill No. 5

Be placed on the calendar.

Which motion prevailed.

Mr. Wrightsman moved

That the Council concur in House amendments to
Council Bill No. 64.

Roll call showed:

Yeas, 8.

Nays, 0.

Those voting in the affirmative were:

Carswell, Clevinger, Lane, Pitman, Pringey, Ross, Shaffer and Wrightsman.

So the motion prevailed and the House amendments to
Council Bill No. 64
Were concurred in.

House Bill No. 154

Was then called up and Mr. Pitman moved

That the Council resolve itself into Committee of the Whole on
House Bill No. 154.

Which motion prevailed.

So the Council went into Committee of the Whole, with Mr. Pitman
in the chair.

At 4 o'clock the committee rose and through its chairman reported

That they had had under consideration

House Bill No. 154,

And recommend that it do not pass.

Mr. Clevinger moved,

That the Council do now take a recess until 7:30 o'clock.

Which motion prevailed.

So the Council took a recess.

EVENING SESSION.

The time of recess having expired

The Council was called to order by the President.

Joint Conference Committee reported on

House Bill No. 54.

The President signed

House Bill No. 52

In the presence of the Council.

Committee on Enrolled and Engrossed Bills reported as follows:

Mr. President:

We, your Committee on Enrolled and Engrossed Bills, beg leave to
report: We have examined

House Bill No. 28

And find the same correctly enrolled.

J. W. CLEVINGER,
Chairman of Committee.

F. S. PULLIAM,
On part of Council.

J. K. ALLEN,
On part of House.

The President then signed
House Bill No. 28, and
Council Bill No. 121
In the presence of the Council.
Message from the House.

Mr. President:

I am directed by the House to inform your honorably body that the House has adopted the reports of the Conference Committees on
House Bill No. 54, and
House Bill No. 112.

Respectfully,
P. O. CASSIDY,
Chief Clerk.

Mr. Wrightsman moved
That the report of the Conference Committee on
House Bill No. 54
Be adopted.

The roll being called showed:

Yeas, 10.

Nays, 0.

Those voting in the affirmative were:

Canon, Carswell, Lane, McCredie, Pitman, Pulliam, Ross, Shaffer,
Wrightsmen, Mr. President.

So the motion prevailed, and

The report of the Conference Committee on
House Bill No. 54
Was adopted.

Conference Committee on
House Bill No. 112
Reported as follows:

Mr. President:

Your Conference Committee appointed by the Council to confer with
a like committee on the part of the House, on

House Bill No. 112,

Beg leave to report that the Council amendment to section 1 of said
bill was agreed to, and we recommend the passage of the bill as amended.

F. S. PULLIAM.

O. R. FEGAN.

On part of Council.

W. B. STONE.

T. ORMSBEE.

F. H. GREER.

On part of House.

Mr. Wrightsman moved
That the report of the Conference Committee on
House Bill No. 112
Be adopted.

The roll call showed:

Yeas, 10.

Nays, 0.

Those voting in the affirmative were:

Canon, Carswell, Lane, McCredie, Pitman, Pulliam, Ross, Shaffer and Wrightsman.

So the report was adopted.

Mr. McCredie moved

To have

House Bill No. 129,

House Bill No. 158,

House Bill No. 147,

House Bill No. 155,

House Bill No. 71,

House Bill No. 59 and

Council Bill No. 116

Read second time by title and referred to Committee of the Whole.

Which motion prevailed.

So House Bill No. 129,

House Bill No. 158,

House Bill No. 147,

House Bill No. 155,

House Bill No. 71,

House Bill No. 59 and

Council Bill No. 116

Were read second time by title and the Council went into Committee of the Whole with Mr. Ross in the chair.

At 9.45 the committee arose and through its chairman reported that they had considered

Council Bill No. 116

And recommend that it do pass.

House Bill No. 129

And recommend that it do not pass.

House Bill No. 158

And recommend that it do pass.

House Bill No. 147

And recommend that it do pass.

House Bill No. 155

And recommend that it do pass.

House Bill No. 59

And recommend that it do pass.

House Bill No. 71

And recommend that it do not pass.

Mr. Ross moved

That the rules be suspended, an emergency declared and that

Council Bill No. 122

Be considered engrossed, read third time and placed on its final passage.

Roll call showed

Yeas, 11.

Nays, 1.

Those voting in the affirmative were:

Canon, Carswell, Clevinger, Lane, McCredie, Pitman, Pringey, Pulliam, Ross, Shaffer and Wrightsman.

Voting in the negative:

Mr. President.

So the rules were suspended

Council Bill No. 122

Was considered engrossed, read third time by title and placed on its final passage.

Shall the bill pass?

Roll call showed:

Yeas, 12.

Nays, 0.

Those voting in the affirmative were:

Canon, Carswell, Clevinger, Lane, McCredie, Pitman, Pringey, Pulliam, Ross, Shaffer, Wrightsman and Mr. President.

So the bill passed and the title was agreed to.

Committee on Enrolled and Engrossed Bills reported as follows:

Mr. President:

We, your Joint Committee on Enrolled Bills, beg leave to report that we have passed on

Council Bill No. 80

And find it correctly enrolled.

J. W. CLEVINGER,

F. S. PULLIAM,

On the part of Council.

J. K. ALLEN,

On the part of House.

Mr. Ross moved

To concur in House amendments to

House Bill No. 126,

Which motion was declared out of order by the President.

Mr. Ross appealed from the decision of the chair.

Pending which appeal Mr. McCartney demanded a call of the House.

Mr. Fegan being absent the sergeant-at-arms was ordered to bring in the absent member.

Mr. McCartney moved

That further proceedings under a call of the house be dispensed with.

Which motion prevailed.

Roll call recurring on Mr. Ross' appeal, and the question being put by the clerk resulted:

Yeas, 1.

Nays, 8.

So the chair was not sustained:

Those voting in the affirmative: Clevinger.

Those voting in the negative were:

Canon, Carswell, McCredie, Pitman, Pulliam, Ross, Shaffer, Wrightsman.

Mr. McCartney moved

As a substitute for the motion of Mr. Ross

That the Council do now proceed to consider

House Bill No. 62.

Mr. Ross raised a point of order.

Which the chair ruled not well taken.

Mr. Ross appealed from the decision of the chair.

Pending which appeal Mr. McCartney demanded a call of the house.

The roll being called showed

Mr. Fegan absent.

Mr. President instructed the sergeant-at-arms to bring in the absent member.

The sergeant-at-arms reported that he had been unable to find Mr. Fegan.

The President pro tem then, in the presence of the Council, by unanimous consent signed

Council Bill No. 80.

Mr. Fegan then reported.

The roll was then called and showed all present except

Councilors Wrightsman and Mr. President.

The sergeant-at-arms was instructed by the President to bring in the absent members.

The sergeant-at-arms reported with the absent members.

Mr. Clevinger moved

That Mr. Ross, Mr. President, Mr. President pro tem and Mr. Shaffer be appointed a committee to adjust the differences on

Council Bill No. 126 and

House Bill No. 63.

Roll call showed:

Yeas, 8.

Nays, 5.

Those voting in the affirmative were:

Canon, Carswell, Clevinger, Fegan, Lane, Pitman, Pulliam, Shaffer.

Those voting in the negative were:

McCredie, Pringey, Ross, Wrightsman and Mr. President.

So the motion prevailed.

Mr. Pitman was called to the chair.

The sergeant-at-arms was instructed to allow no member to pass out of the Council chamber.

Mr. Wrightsman moved

That the rules be suspended, an emergency declared and that

House Bill No. 155

Be considered engrossed, read third time by title and placed on its final passage.

Roll call showed:

Yeas, 7.

Nays, 0.

Those voting in the affirmative were:

Canon, Carswell, Clevinger, Lane, Pitman, Pringey and Wrightsman.

So the motion prevailed and

House Bill No. 155

Was considered engrossed, read third time by title and placed on its final passage.

Shall the bill pass?

Roll call showed:

Yeas, 7.

Nays, 0.

Those voting in the affirmative were:

Canon, Carswell, Clevinger, Lane, Pitman, Pringey and Wrightsman.

So the bill passed and the title was agreed to.

Mr. Wrightsman moved

That an emergency be declared, the rules be suspended,

House Bill No. 147

Be considered engrossed, read third time by title and placed on its final passage.

Mr. Carswell moved as a substitute

That the Council do now resolve itself into a Committee of the Whole with specific instructions to eliminate all Council amendments to

House Bill No. 147

And recommend its passage as it came from the House.

Which motion prevailed.

So the Council went into Committee of the Whole with Mr. Carswell in the chair.

At 11 o'clock the committee arose and through its chairman reported that they had had under consideration

House Bill No. 147

And have eliminated all Council amendments and recommend that it do pass.

Mr. Clevinger moved

That the rules be suspended, an emergency declared, and that

House Bill No. 147

Be considered engrossed, read third time by title and placed on its final passage.

Roll call showed:

Yeas, 9.

Nays, 0.

Those voting in the affirmative were:

Canon, Carswell, Clevinger, Lane, McCredie, Pitman, Pringey, Shaffer and Wrightsman.

So the motion prevailed,

House Bill No. 147

Was considered engrossed, read third time by title and placed on its final passage.

Shall the bill pass?

Roll call showed:

Yeas, 7.

Nays, 0.

Those voting in the affirmative were:

Canon, Carswell, Clevinger, Fegan, Lane, Pitman and Wrightsman.

So the bill passed and the title was agreed to.

Mr. Wrightsman moved

That the rules be suspended, an emergency declared, and that

Council Bill No. 116

Be considered engrossed, read third time and placed on its final passage.

Roll call showed:

Yeas, 9.

Nays, 0.

Those voting in the affirmative were:

Canon, Carswell, Clevinger, Fegan, Lane, McCredie, Pitman, Wrightsman and Mr. President.

So the rules were suspended,

Council Bill No. 116

Was considered engrossed, an emergency declared, and the bill read third time and placed on its final passage.

Shall the bill pass?

Roll call showed:

Yeas, 7.

Nays, 0.

Those voting in the affirmative were:

Canon, Carswell, Clevinger, Fegan, Lane, Pitman and Wrightsman.

So the bill passed and the title was agreed to.

The committee appointed by the President as provided in Mr. Clevinger's motion, reported as follows:

Mr. President:

We, your Special Committee, to whom was referred

Council Bill No. 126 and

House Bill No. 63,

Beg leave to make the following recommendation, viz: That the question upon concurring in House amendments to

Council Bill No. 126

Be first taken up and disposed of. Immediately thereafter

House Bill No. 63

Shall be taken up and shall have precedence over all other bills until the same is disposed of.

F. S. PULLIAM,
J. J. SHAFFER,
L. P. ROSS.

Minority report.

Mr. President:

We, the minority of your committee, beg leave to report that we recommend that

House Bill No. 63

Be first taken up and disposed of, and that thereafter

Council Bill No. 126

Have precedence of all questions.

W. A. MCCARTNEY.

Mr. Clevinger moved

The previous question and demanded a call of the house.

Mr. Ross demanded

A call of the house on the minority report.

Pending which, Mr. Ross moved

That further proceedings under call of the house be dispensed with.

Roll call on Mr. Ross' motion showed:

Yeas, 9.

Nays, 2.

Those voting in the affirmative were:

Canon, Carswell, Fegan, Lane, McCredie, Pitman, Pulliam, Ross and Shaffer.

Those voting in the negative were:

Clevinger and Mr. President.

So the motion prevailed.

On the motion to concur in House amendments to

Council Bill No. 126,

Mr. Pitman moved

The previous question.

Mr. McCartney raised the point of order that there was a motion pending upon the majority and minority reports of the Special Committee on

Council Bill No. 126 and

House Bill No. 63.

Mr. McCartney demanded

A call of the house on the main question.

Which was declared out of order.

Shall the main question be put?

On which Mr. McCartney demanded

A call of the house.

Roll call on the main question showed:

Yeas, 9.

Nays, 2.

Those voting in the affirmative were:

Canon, Carswell, Fegan, Lane, McCredie, Pitman, Pulliam, Ross and Shaffer.

Those voting in the negative were:

Clevinger and Mr. President.

Shall the minority report be adopted?

Roll call showed:

Yeas, 0.

Nays, 9.

Those voting in the affirmative, none.

Those voting in the negative were:

Canon, Carswell, Fegan, Lane, McCredie, Pitman, Pulliam, Ross, Shaffer.

Present and not voting:

Clevinger, and Mr. President.

So the motion was lost.

The question recurring upon the adoption of the majority report,

Mr. McCartney demanded a call of the House.

Which demand was ruled out of order by the President pro tem.

The roll being called there were:

Yeas, 11.

Nays, 0.

Those voting in the affirmative were:

Canon, Carswell, Clevinger, Fegan, Lane, McCredie, Pitman, Pulliam, Ross, Shaffer, Mr. President.

So the motion prevailed.

Mr. Ross moved

That the Council concur in House amendments to

Council Bill No. 126,

And demanded the ayes and nays.

Mr. Fegan demanded the previous question.

The President pro tem ruled Mr. Fegan out of order.

Mr. McCartney appealed from the decision of the chair, and the clerk put the question,

Shall the chair be sustained?

Which motion prevailed and the chair was sustained.

The President pro tem ordered the roll called, ruling all requests for information out of order and refusing to recognize any points of order.

The vote recurring on the adoption of House amendments to

Council Bill No. 126,

The roll was ordered called.

The President pro tem ordered the roll called in the face of Mr. McCartney's request for recognition to speak to the question.

Mr. McCartney protests against the tyranny of the President pro tem.

Roll call proceeded with and showed:

Yeas, 11.

Nays, 1.

Those voting in the affirmative were:

Canon, Carswell, Clevinger, Fegan, Lane, McCredie, Pitman, Pulliam, Ross, Shaffer, Wrightsman.

Those voting in the negative were:

Mr. President.

Present and not voting:

Mr. Pringey.

So the motion prevailed and the House amendments to

Council Bill No. 126

Were concurred in.

The vote recurring on Mr. Carswell's motion of March 3, to reject House Bill No. 63,

Messrs. Clevinger, Fegan, Wrightsman and McCartney demanded the previous question.

Roll call showed:

Yeas, 8.

Nays, 5.

Those voting in the affirmative were:

Canon, Clevinger, Fegan, Lane, Pringey, Shaffer, Wrightsman, and Mr. President.

Those voting in the negative were:

Carswell, McCredie, Pitman, Pulliam, Ross.

So the motion prevailed.

The roll being called showed:

Yeas, 4.

Nays, 9.

Those voting in the affirmative were:

Carswell, Pitman, Pulliam, Ross.

Those voting in the negative were:

Canon, Clevinger, Fegan, Lane, McCredie, Pringey, Shaffer, Wrightsman, Mr. President.

So the bill was not rejected.

House Bill No. 63

Was then read second time by title.

The vote recurring on the final passage of

House Bill No. 59.

Shall the bill pass?

Roll call showed:

Yeas, 12.

Nays, 1.

Those voting in the affirmative were:

Canon, Carswell, Clevinger, Fegan, Lane, McCredie, Pringey, Pulliam, Ross, Shaffer, Wrightsman, Mr. President.

Those voting in the negative were:

Mr. Pitman.

So the bill passed and the title was agreed to.

Mr. Carswell moved

To adjourn until 9:30 o'clock to-morrow and roll call was demanded.

The roll being called there were:

Yeas, 4.

Nays, 9.

Those voting in the affirmative were:

Carswell, McCredie, Pitman, Ross.

Those voting in the negative were:

Canon, Clevinger, Fegan, Lane, Pringey, Pulliam, Shaffer, Wrightsman, Mr. President.

So the motion was lost.

Mr. Fegan moved

That the rules be suspended, that

House Bill No. 63

Be read third time by title, considered engrossed and placed on its final passage.

Mr. Carswell moved

As a substitute that the Council do now take a recess for one hour.

The roll being called on the substitute there were.

Yeas, 5.

Nays, 7.

Those voting in the negative were:

Canon, Clevinger, Fegan, Lane, Shaffer, Wrightsman, Mr. President.

Present and not voting:

Mr. Pringey.

So the substitute was lost.

Mr. Fegan moved the previous question.

Shall the main question now be put?

Roll call showed:

Yeas, 9.

Nays, 3.

Those voting in the affirmative were:

Canon, Clevinger, Fegan, Lane, Pitman, Pringey, Shaffer, Wrightsman, Mr. President.

Those voting in the negative were:

Carswell, Pulliam, Ross.

So the motion prevailed.

The vote recurring on the previous question, on the suspension of the rules and

The roll being called showed:

Yeas, 9.

Nays, 4.

Those voting in the affirmative were:

Canon, Carswell, Clevinger, Fegan, Lane, Pringey, Shaffer, Wrightsman, Mr. President.

Those voting in the negative were:

McCredie, Pitman, Pulliam and Ross.

So the motion prevailed and

House Bill No. 63

Was read third time by title and placed on its final passage.

The President pro tem stating the question:

Shall the bill pass?

Mr. Ross appealed from the chair and the clerk put the question:

Shall the chair be sustained?

Which motion prevailed and the chair was sustained, and the vote recurring upon the question:

Shall the bill pass?

Roll call showed:

Yeas, 7.

Nays, 5.

Those voting in the affirmative were:

Canon, Clevinger, Fegan, Lane, Pringey, shaffer and Mr. President.

Those voting in the negative were.

Carswell, Pitman, Pulliam, Ross and Wrightsman.

Present and not voting: McCredie.

So the bill passed and the title was agreed to.

Mr. Carswell desired his explanation of his vote to appear on the Journal and requested twenty-four hours to prepare it.

Mr. Ross requested the same privilege.

Which requests were both granted.

Mr. Carswell explains as follows:

Mr. President:

I protest against the passage of this bill and the high-handed, infamous measures adopted to secure its passage. It smells of corruption. It was conceived in iniquity and forced through under a suspension of the rules by the aid of the damnable gag rule. The methods which have been employed are a disgrace to the Legislative assembly and has cast on it an obloquy that will remain as long as the remembrance of its actions lives in the memory of men. The bill has not been read in either branch except by title, nor has it even been read by a committee. Think of it. A bill containing thousands of sections, pages cut from the Kansas Statutes, headed by the statement, "Where the word Kansas appears, read Oklahoma," and the entire mass injected into our statutes without the consideration of a single line. To secure its passage bribes have been offered in the shape of Kansas reports, votes on appropriation bills have been bartered and sold and threats to block legislation made. Time will unfold the deep damnation of this hellish conspiracy. I vote no.

C. H. CARSWELL.

Mr. Ross said:

Mr. President:

I desire to explain my vote. In the early days of this session of the Legislature, the councilor from Kingfisher (Mr. McCartney) introduced a bill to adopt the Kansas code. The bill was referred to the Judiciary Committee, and, after mature deliberation, that committee unanimously reported in effect that, as the session of the Legislature was so short, it would be impracticable to consider a bill providing a new code and recommend that Councilor McCartney's bill be indefinitely postponed. That was the last heard of the Kansas code, or any other bill establishing a code, until right now at the close of the session when it is proposed to pass a bill of more than seven hundred sections under suspension of the rules without reading one section in either House of the Legislature. I object to being gagged and bound and compelled to vote on a conglomerated mass of stuff which is designated the "Kansas code," without hearing it read. It is asserted that this bill will materially change the present code of procedure. If this is true, and I believe it is, it will not only cost the Territory \$4,000 or \$5,000 to publish it, but it will require new forms and new records for the counties, at a cost to each county of from \$5,000 to \$10,000, which expense would be saved by the defeat of this bill. I believe it is an outrage to place this additional taxation upon the already burdened taxpayers of this Territory, in view of the fact that it is expected we will have statehood within the next two years, when all this class of legislation will have to be gone over again at an additional expense to the taxpayers of the Territory.

I object, furthermore, because this bill benefits nobody but lawyers, the publishers of the Kansas reports and the Territorial printer.

Mr. President, this bill has already been enrolled, I understand, and if the gag must prevail this bill can be passed and approved within an hour. We have thirty-six hours yet, before the Legislature must adjourn by limitation of law; I beseech you, in the name of the taxpayers of the Territory, to permit us to read this bill at least thirty-four hours of that time.

L. P. ROSS.

Mr. Carswell moved

For the appointment by the President pro tem of a committee to investigate the influences by which the passage of House Bill No. 63 was secured.

Which motion prevailed.

Mr. Fegan moved

That the committee consist of Messrs. Carswell, Pulliam, Pitman.

The President pro tem appointed Messrs. Carswell, Shaffer and Pulliam.

Mr. McCartney moved

To reconsider the vote by which House Bill No. 126 was passed.

Pending which motion

Mr. Ross moved

To adjourn.

Which motion prevailed.

So the Council adjourned.

J. C. HOFIUS,
Chief Clerk.

Approved March 10, 1893.

SIXTIETH DAY.

GUTHRIE, O. T., March 10, 1893.

Council met pursuant to adjournment and was called to order by the President.

Roll call showed all present except

Fegan and Lane,

Who afterward reported.

Prayer by Chaplain Boggess.

Mr. Clevinger moved

That the reading of the journal be dispensed and that it be approved.

Which motion prevailed.

The Committee on enrolled and Engrossed Bills reported as follows:

Mr. President:

We, your Committee on Enrolled and Engrossed Bills beg leave to report that we have examined

Council Bill No. 64

And find the same correctly enrolled.

J. W. CLEVINGER,
Chairman of Committee.

F. S. PULLIAM,
On part of Council.

J. K. ALLEN,
Chairman House Committee.

Mr. Clevinger moved

That the vote by which

House Bill No. 129 was passed

Be reconsidered.

The roll being called there were:

Yeas, 7.

Nays, 2.

Those voting in the affirmative were:

Clevinger, Lane, Pitman, Pringey, Pulliam, Wrightsman, Mr. President.

Those voting in the negative were:

Canon and Carswell.

The President, in the presence of the Council, signed

Council Bill No. 50,

Council Bill No. 110,

Council Bill No. 57 and

Council Bill No. 64.

Mr. Clevinger moved

That the rules be suspended, that

House Bill No. 75

Be considered engrossed, read second and third times by title and placed on its final passage.

Mr. Carswell moved

As a substitute that the bill be recommitted to the Committee of the Whole with instructions to strike out the words "200 inhabitants" in section one and insert in lieu thereof the words "fifty inhabitants."

Pending which Mr. Carswell of Canadian county, introduced

Council Resolution No. 10. Providing that the committee appointed by the President to investigate the influences supposed to be brought to bear to procure the the passage of

House Bill No. 63

Be empowered with authority to summon witnesses, issue subpoenas *exceus tecum*, and to administer oaths.

And moved its adoption.

And the resolution was adopted.

Message from the House:

Mr. President:

I am directed by the House to transmit to your honorable body
House Bill No. 126,

Which has passed the House and respectfully ask your concurrence
therein.

Respectfully,

P. O. CASSIDY,
Chief Clerk.

Mr. Pulliam moved

That a committee be appointed by the President to confer with a
similar committee on the part of the House for the purpose of consider-
ing the general appropriation bill.

Pending which motion Mr. Pringey moved

That the rules be suspended and that

Council Bill No. 134

Be considered engrossed, read a third time and placed upon its final
passage.

The roll being called there were:

Yeas, 7.

Nays, 3.

Those voting in the affirmative were:

Canon, Clevinger, Lane, Pringey, Shaffer, Wrightsman, Mr. President.

Those voting in the negative were:

Carswell, Pitman and Ross.

Councilor Pitman was called to the chair.

Mr. Pringey moved

That the Council do now resolve itself into Committee of the Whole
for consideration of the bill.

Which motioned prevailed.

So the Council resolved itself into Committee of the Whole with Mr.
Clevinger in the chair.

At 10 o'clock the committee rose and through its chairman reported
that they had had under consideration

Council Bill No. 134

And recommend that it do pass.

J. W. CLEVINGER,
Chairman.

Mr. Shaffer moved

That the rules be suspended and that

Council Bill No. 127

Be considered engrossed, read third time and placed upon its final
passage.

The roll being called there were:

Yeas, 11.

Nays, 1.

Those voting in the affirmative were:

Clevinger, Fegan, Lane, McCredie, Pitman, Pringey, Pulliam, Ross,
Shaffer, Wrightsman, Mr. President.

Those voting in the negative were:

Mr. Carswell.

The bill was then read third time.

Shall the bill pass?

The roll being called there were:

Yeas, 11.

Nays, 2.

Those voting in the affirmative were:

Canon, Carswell, Clevinger, Fegan, Lane, Pitman, Pringey, Pulliam, Ross and Shaffer.

Those voting in the negative were:

Wrightsmen and Mr. President.

So the bill passed.

The title was agreed to.

The vote recurred upon the motion of Mr. Carswell to recommit House Bill No. 75

To the Committee of the Whole with specific instructions,

The motion prevailed.

Council resolved itself into Committee of the Whole with Mr. Lane in the chair.

At 10:45 the committee rose, and through its chairman, reported that they had had under consideration

House Bill No. 75

And after amendments as per instructions of the Council, recommend that the bill do pass as amended.

J. P. LANE,
Chairman of Committee.

Mr. Clevinger then moved

That the Council resolve itself into Committee of the Whole on House Bill No. 75

With instructions to amend by striking out the words "two miles" in section 1 and insert in lieu thereof the words one mile.

Mr. Carswell moved as a substitute

To insert in lieu of the words "two miles," "one-half mile."

The vote recurring upon the substitute and the roll being called there were:

Yeas, 4.

Nays, 8.

Those voting in the affirmative were:

Canon, Carswell, Pitman and Pringey.

Those voting in the negative were:

Clevinger, Lane, Fegan, McCredie, Pulliam, Ross, Wrightsmen and Mr. President.

So the substitute was lost.

The vote recurring upon the motion of Mr. Clevinger and the roll being called there were:

Yeas, 10.

Nays, 3.

Those voting in the affirmative were:

Canon, Clevinger, Lane, Fegan, McCredie, Pulliam, Ross, Shaffer, Wrightsmen and Mr. President,

Those voting in the negative were:

Carswell, Pitman and Pringey.

And the motion prevailed.

So the Council resolved itself into Committee of the Whole with Mr. Clevinger in the chair.

At 11 o'clock the committee arose. and through its chairman reported that they had had under consideration

House Bill No. 75,

And, as amended, recommend that it do pass.

J. W. CLEVINGER,
Chairman of Committee.

Mr. Canon moved

That the rules be suspended, that

House Bill No. 75

Be considered engrossed, read a third time and placed upon its final passage.

The roll being called there were:

Yeas, 10.

Nays, 3.

Those voting in the affirmative were:

Canon, Clevinger, Fegan, Lane, McCredie, Pulliam, Ross, Shaffer, Wrightsman and Mr. President.

Those voting in the negative were:

Carswell, Pitman and Pringey.

The bill was then read a third time.

Shall the bill pass?

The roll being called there were:

Yeas, 9.

Nays, 3.

Those voting in the affirmative were:

Canon, Clevinger, Fegan, Pringey, Pulliam, Ross, Shaffer, Wrightsman and Mr. President.

Those voting in the negative were:

Carswell, McCredie and Pitman.

Present but not voting:

Mr. Lane.

So the bill passed.

The title was agreed to.

Mr. Wrightsman moved

That the Council reconsider the vote by which

House Bill No. 75

Was passed.

The roll being called there were:

Yeas, 4.

Nays, 8.

Those voting in the affirmative were:

Pitman, Ross, Shaffer and Wrightsman.

Those voting in the negative were:

Canon, Carswell, Clevinger, Fegan, McCredie, Pringey, Pulliam and Mr. President.

So the motion was lost.

Mr. Clevinger of the First district introduced Council Resolution No. 11,

As follows:

Be it Resolved, That between the hours of 11 o'clock this p. m. and midnight there shall be no legislative business transacted, and that that hour shall be devoted to love feast, peaceful remarks and pleasant reminiscences of the session and mutual well wishes for the future.

Which motion was adopted.

Mr. Carswell moved

That the Council do now take a recess until 2 o'clock.

Mr. Pringey moved

That the rules be suspended, that

Council Bill No. 134

Be considered engrossed, read third time and placed upon its final passage.

Mr. Pitman raised the point of order that the motion of Mr. Pringey was not in order for the reason that the motion that the Council do now take a recess was then pending.

Which point of order was by the President sustained.

The vote recurring upon the motion to take a recess and the roll being called there were:

Yeas, 2.

Nays, 9.

Those voting in the affirmative were:

Carswell and Pitman.

Those voting in the negative were:

Canon, Clevinger, Fegan, Lane, McCredie, Pringey, Ross, Shaffer and Mr. President.

So the motion was lost.

The vote recurring upon the motion of Mr. Pringey and the roll being called there were:

Yeas, 5.

Nays, 6.

Those voting in the affirmative were:

Clevinger, Lane, Pringey, Wrightsman and Mr. President.

Those voting in the negative were:

Canon, Carswell, Fegan, Pitman, Pulliam, Ross.

So the motion was lost.

Mr. Pringey explains his vote on the bill as follows:

Mr. President:

I vote aye for this bill because I think it wise and proper to establish and endow such an institution as is provided for in the bill. I do not believe that the Councilors voting against this bill are instructed or desired by their constituents to enact such legislation as would absorb all the available resource of the Territory in the further endowment of three

institutions already established to the exclusion of other institutions fully as needful and important to the people of the whole Territory.

J. C. PRINGEY.

Mr. Fegan moved

That substitute for Council Bill No. 26

Be withdrawn from the Conference Committee for the purpose of reconsidering the vote by which the Council refused to concur in the House amendments thereto.

Pending which motion Mr. Wrightsman moved

As a substitute, that the Council do now take a recess until 2 o'clock.

The vote occurring upon the substitute, and the roll being called there were:

Yeas, 5.

Nays, 8.

Those voting in the affirmative were:

Carswell, Pitman, Pulliam, Ross and Wrightsman.

Those voting in the negative were:

Canon, Clevinger, Fegan, Lane, McCredie, Pringey, Shaffer and Mr. President.

So the substitute was lost.

The vote recurring upon the motion of Mr. Fegan, and pending which Mr. Pitman moved

That the consideration of the motion be deferred until 2 o'clock.

The roll being called upon the motion of Mr. Pitman there were:

Yeas, 5.

Nays, 8.

Those voting in the affirmative were:

Carswell, Pitman, Pulliam, Ross and Wrightsman.

Those voting in the negative were:

Canon, Clevinger, Fegan, Lane, McCredie, Pringey, Shaffer and Mr. President.

So the motion was lost.

The vote recurring upon the motion of Mr. Fegan Mr. Pitman demanded

A call of the house.

Roll call showed all present except:

Messrs. Ross and Wrightsman.

And the President instructed the sergeant-at-arms to bring in the absent members.

Pending the report of the sergeant-at-arms Mr. Fegan moved

That further proceedings under call of the house be suspended.

Which motion prevailed.

Mr. Pitman moved

That a recess be taken until 2 o'clock.

Which motion was lost.

The vote recurring upon the motion of Mr. Fegan and the roll being called there were:

Yeas, 7.

Nays, 3.

Those voting in the affirmative were:

Canon, Clevinger, Fegan, McCredie, Pringey, Shaffer and Mr. President.

Those voting in the negative were:

Lane, Pitman and Pulliam.

Mr. Pitman moved

That the vote by which

Council Bill No. 126

Was passed, be reconsidered.

Which motion was lost.

Mr. Pitman moved

That the Council do now take a recess until 2 o'clock.

The roll being called there were.

Yeas, 4.

Nays, 7.

Those voting in the affirmative were:

Lane, Pitman, Pulliam and Ross.

Those voting in the negative were:

Canon, Clevinger, Fegan, McCredie, Pringey, Shaffer, Mr. President.

So the motion was lost.

The vote recurring upon the motion of Mr. Fegan to recall

Substitute for Council Bill No. 26

From the Conference Committee.

Pending which, Mr. Ross moved

That the Council do now take a recess until 2 o'clock.

Mr. Wrightsman moved,

As a substitute, that the Council do now adjourn *sine die*.

The roll being called there were:

Yeas, 1.

Nays, 10.

Those voting in the affirmative were:

Mr. Pitman.

Those voting in the negative were:

Canon, Clevinger, Fegan, Lane, McCredie, Pringey, Pulliam, Shaffer, Ross, Wrightsman and Mr. President.

So the motion was lost.

The vote recurring upon the motion to take a recess until 2 o'clock, and the roll being called, there were:

Yeas, 6.

Nays, 6.

Those voting in the affirmative were.

Lane, McCredie, Pitman, Pulliam, Ross and Wrightsman.

Those voting in the negative were:

Canon, Clevinger, Fegan, Pringey, Shaffer and Mr. President.

So the motion was lost.

Mr. McCartney called up the motion of Mr. Fegan.

And the roll being called there were:

Yeas, 6.

Nays, 6.

Those voting in the affirmative were:

Lane, McCredie, Pitman, Pulliam, Ross and Wrightsman.

Those voting in the negative were:

Canon, Clevinger, Fegan, Pringey, Shaffer and Mr. President.

Mr. McCartney demanded the previous question.

Pending which, Mr. Pitman moved

That the Council do now take a recess until 2 o'clock.

Mr. McCartney rose to a point of order, maintaining that the motion to take a recess was not in order for the reason that Mr. McCartney was first recognized by the President pro tem.

Which point of order was, by the President pro tem, sustained.

Mr. McCartney then, by common consent, withdrew his demand for the previous question.

And the previous question was made special order for 2 o'clock.

The vote recurring upon the motion of Mr. Ross that the Council do now take a recess until 2 o'clock.

The motion prevailed.

So the Council took a recess.

AFTERNOON SESSION.

The time for which an adjournment was taken having expired the Council was called to order by the President pro tem.

The Committee on Enrolled and Engrossed Bills reported on

House Bill No. 5,

Council Bill No. 126,

Council Bill No. 5 and

House Bill No. 54

As correctly enrolled, viz:

Mr. President:

Your Committee on Enrolled Bills, having examined

House Bill No. 5,

Beg leave to report the same correctly enrolled.

J. K. ALLEN,

JOHN PFAFF,

On the part of House.

J. W. CLEVINGER,

F. S. PULLIAM,

On the part of Council.

Mr. President:

We, your Committee on Enrolled and Engrossed Bills beg leave to re-

port that we have examined
 Council Bill No. 126
 And find it correctly enrolled.

J. W. CLEVINGER,
 Chairman Committee.
 F. S. PULLIAM,
 On the part of Council.
 J. K. ALLEN,
 On the part of House.

Mr. President:

We, your Joint Committee on Enrolled Bills beg leave to report that
 we have examined
 Council Bill No. 105
 And find it correctly enrolled.

J. W. CLEVINGER,
 Chairman Committee.
 F. S. PULLIAM,
 On the part of Council.
 J. K. ALLEN,
 On the part of House.

Mr. President:

We, your Joint Committee on Enrolled Bills, beg leave to report, we
 have examined
 House Bill No. 54
 And found it correctly engrossed.

J. W. CLEVINGER,
 Chairman of Committee.
 F. S. PULLIAM,
 On the part of Council.
 J. K. ALLEN,
 On the part of House.

The President then, in the presence of the Council, signed

House Bill No. 5,
 Council Bill No. 126,
 Council Bill No. 5 and
 House Bill No. 54.

Mr. Clevinger moved

That the Council do now take a recess until 5 o'clock.

The roll being called there were:

Yeas, 7,

Nays, 4.

Those voting in the affirmative were:

Carswell, Clevinger, Lane, Pitman, Pulliam, Ross and Mr. President.

Those voting in the negative were:

Canon, Fegan, McCredie and Pringey.

So the motion prevailed.

And the Council took a recess.

The time for which a recess was taken having expired the Council was
 called to order by the President pro tem.

Message from the House:

GUTHRIE, O. T., March 10, 1893.

Mr. President:

I am directed by the House to transmit to your honorable body
House Bill No. 147 and
House Bill No. 112
For the signature of the President of the Council.

Respectfully,
P. O. CASSIDY,
Chief Clerk.

GUTHRIE, O. T., March 10, 1893.

Mr. President:

I transmit to your honorable body
House Bill No. 168,
House Bill No. 150 and
House Bill No. 149,
Which the House has passed and asks your concurrence.

P. O. CASSIDY,
Chief Clerk.

GUTHRIE, O. T., March 10, 1893.

Mr. President:

I am directed to transmit to your honorable body
House Bill No. 147
For the signature of the President.

P. O. CASSIDY,
Chief Clerk.

Mr. President:

I am directed by the House to transmit to your honorable body
House Bill No. 164,
Which the House has passed and respectfully ask your concurrence
therein.

Very respectfully,
P. O. CASSIDY,
Chief Clerk.

House Bill No. 149,
House Bill No. 150,
House Bill No. 168 and
House Bill No. 164

Were then read first time by title and referred to the Committee of the
Whole.

Mr. Ross moved

That the Council do now resolve itself into Committee of the Whole
for the consideration of said bills.

Which motion prevailed.

So the Council resolved itself into Committee of the Whole, with Mr.
Ross in the chair.

At 1 o'clock the committee rose, and through its chairman, reported
that they had had under consideration

House Bill No. 149,
House Bill No. 150 and
House Bill No. 168,

Report progress and asked leave to sit again.

L. P. Ross,
Chairman of Committee.

Mr. Wrightsman moved
That the Council do now take a recess until 7:30 o'clock.
Which motion prevailed.
So the Council took a recess.

EVENING SESSION.

The time for which a recess was taken having expired the Council was called to order by the President.

Message from the House.

Mr. President:

I am directed to transmit to your honorable body
House Concurrent Resolution No. 16,
Which the House has adopted and respectfully ask your concurrence therein.

P. O. CASSIDY,
Chief Clerk.

GUTHRIE, O. T., March 10, 1893.

Mr. President:

I am directed to transmit to your honorable body
House Bill No. 66
For the signature of the President of the Council.

P. O. CASSIDY,
Chief Clerk.

GUTHRIE, March 10, 1893.

Mr. President:

I am directed to transmit to your honorable body
House Bill No. 65,
House Bill No. 59,
House Bill No. 75 and
House Bill No. 81
For the signature of the President.

P. O. CASSIDY,
Chief Clerk.

Mr. McCredie moved

That the rules be suspended, that
Council Bill No. 104

Be considered engrossed, read third time and placed upon its final passage.

The roll being called there were:

Yeas, 13.

Nays, 0.

Those voting in the affirmative were:

Canon, Carswell, Clevinger, Fegan, Lane, McCredie, Pitman, Pringey, Pulliam, Ross, Shaffer, Wrightsman and Mr. President.

Council Bill No. 104

Was then read third time.

Shall the bill pass?

The roll being called there were:

Yeas, 13.

Nays, 0.

Those voting in the affirmative were:

Canon, Carswell, Clevinger, Fegan, Lane, McCredie, Pitman, Pringey, Pulliam, Ross, Shaffer, Wrightsman and Mr. President.

So the bill passed.

The title was agreed to.

Mr. McCredie moved

That the rules be suspended,

House Bill No. 66

Be considered engrossed, read a third time and placed upon its final passage.

The roll being called there were:

Yeas, 9.

Nays, 2.

Those voting in the affirmative were:

Carswell, Fegan, Lane, McCredie, Pringey, Pulliam, Ross, Shaffer and Mr. President.

Those voting in the negative were;

Clevinger and Pitman.

House Bill No. 66

Was then read third time.

Shall the bill pass?

The roll being called there were:

Yeas, 9.

Nays, 2.

Those voting in the affirmative were:

Carswell, Fegan, Lane, McCredie, Pringey, Pulliam, Ross, Shaffer and Mr. President.

Those voting in the negative were:

Clevinger and Pitman.

So the bill passed.

The title was agreed to.

Mr. Ross moved

That the Council do now resolve itself into Committee of the Whole for consideration of

House Bill No. 164.

Which motion prevailed.

So the Council resolved itself into Committee of the Whole, with Mr. Ross in the chair.

At 9 o'clock the committee rose, and through its chairman, reported that they had had under consideration

House Bill No. 164

And as amended recommend that it do pass.

L. P. ROSS,
Chairman of Committee.

Mr. Fegan moved

That the rules be suspended,

House Bill No. 164

Be considered engrossed, read second and third times and placed upon its final passage.

The roll being called there were:

Yeas, 11.

Nays, 2.

Those voting in the affirmative were:

Canon, Carswell, Clevinger, Fegan, Lane, McCredie, Pringey, Pulliam, Shaffer and Mr. President.

Those voting in the negative were:

Pitman and Ross.

So the motion prevailed.

And House Bill No. 164

Was read second time by title and third time in full.

Shall the bill pass?

The roll being called there were:

Yeas, 11.

Nays, 2.

Those voting in the affirmative were:

Canon, Carswell, Clevinger, Fegan, Lane, McCredie, Pringey, Pulliam, Shaffer, Wrightsman and Mr. President.

Those voting in the negative were:

Pitman and Ross.

So the bill passed and the title was agreed to.

Messrs. McCredie, Wrightsman, Lane and Pulliam each sent to the clerk's desk an explanation of his vote on the bill, with the request that it be made a part of the Journal, as follows:

Mr. President:

I vote "aye," though I am opposed to three portions of the bill.

HUGH MCCREDIE

Mr. President:

I am opposed to the appropriation of \$15,000 for the World's Fair, but public welfare demands that I support the bill, which provides for certain necessary appropriations.

C. J. WRIGHTSMAN.

Mr. President:

I desire to say I voted against the appropriation of \$15,000 for the World's Fair because the people I represent are not in favor of it.

It now being included with other appropriations that are absolutely essential to the government of our Territory. I vote "aye," under protest.

J. P. LANE.

Mr. President:

In voting "aye" I desire to protest against this method of placing us in

a position where we must vote for that which in our judgment is unwarranted extravagance or vote against the needed appropriations for the discharge of our necessary obligations.

F. S. PULLIAM.

Mr. Fegan moved

That the Council do now resolve itself into Committee of the Whole for the consideration of the bills on the clerk's table.

Which motion prevailed.

So the Council resolved itself into Committee of the Whole with Mr. Pitman in the chair.

At 10 o'clock the committee rose and through its chairman reported that they had had under consideration

House Bill No. 149,

House Bill No. 150 and

House Bill No. 168,

And recommend that they do pass.

L. G. PITMAN,
Chairman Committee.

Mr. Ross moved

That the rules be suspended, that

House Bill No. 150

Be considered engrossed, read second and third times and placed upon its final passage.

The roll being called there were:

Yeas, 11.

Nays, 0.

Those voting in the affirmative were:

Canon, Carswell, Clevinger, Fegan, Lane, McCredie, Pitman, Pulliam, Ross, Shaffer and Wrightsman.

So the motion prevailed and

House Bill No. 150

Was read second time by title and third time in full.

Shall the bill pass?

The roll being called there were:

Yeas, 11.

Nays, 0.

Those voting in the affirmative were:

Canon, Carswell, Fegan, Lane, McCredie, Pitman, Pringey, Pulliam, Ross, Shaffer and Wrightsman.

So the bill passed.

The title was agreed to.

Mr. Ross moved

That the rules be suspended and that

House Bill No. 168

Be considered engrossed, read second and third times and placed on its final passage.

Pending which motion Mr. Clevinger moved

That the Council resolve itself into Committee of the Whole for further consideration of

House Bill No. 168.

Which motion prevailed.

And the Council resolved itself into Committee of the Whole with Mr. Clevinger in the chair.

At 10:45 the committee rose and through its chairman reported that they had had under consideration

House Bill No. 168

And recommend that it to pass.

J. W. CLEVINGER,
Chairman Committee.

Messages from House:

Mr. President:

I am directed to return to your honorable body

House Bill No. 164,

With Council amendments, in which the House refuses to concur and respectfully ask your honorable body to recede from same.

P. O. CASSIDY,
Chief Clerk.

Mr. President:

I am directed by the House to transmit to your honorable body

House Bill No. 63,

Which has been enrolled, for the signature of the President of the Council.

P. O. CASSIDY,
Chief Clerk.

Shall the Council recede from the amendments to
House Bill No. 164?

The vote occurring upon the question, the Council insisted upon its amendments.

And the Clerk so notified the Speaker of the House by message.

The President in the presence of the Council then signed

House Bill No. 63,

House Bill No. 59,

House Bill No. 112,

House Bill No. 81,

House Bill No. 75,

Substitute for House Bill No. 65 and

House Bill No. 147.

Mr. Pulliam sent the following to the Clerk's desk, with the request that it be made a part of the Journal:

Mr. President:

I desire to protest against the report of any committee respecting the enrolling of House Bill No. 63. It has never, to my knowledge, been examined by your Committee on Enrolled Bills, and I know I have not had the opportunity to examine the same.

F. S. PULLIAM,
Of Committee on Enrolled Bills.

Mr. Fegan moved

That House Concurrent Resolution No. 16

Be indefinitely postponed.

Which motion prevailed.

GUTHRIE, March 10, 1893.

Mr. President:

I am directed by the House to inform your honorable body that the Speaker has appointed as Conference Committee on

House Bill No. 164,

Messrs. Peery, Allen of Twenty-first district, and Cunningham.

P. O. CASSIDY,
Chief Clerk.

The President then appointed Messrs. Fegan and Wrightsman as Council members of the Conference Committee on

House Bill No. 164.

Mr. Clevinger moved

That the rules be suspended, that

House Bill No. 149

Be considered engrossed, read second and third times by title and placed upon its final passage.

The roll being called there were:

Yeas, 12.

Nays, 0.

Those voting in the affirmative were:

Canon, Carswell, Clevinger, Fegan, Lane, McCredie, Pitman, Pulliam, Ross, Shaffer, Wrightsman and Mr. President.

So the motion prevailed.

And House Bill No. 149

Was read second time by title and third time by title.

Shall the bill pass?

The roll being called there were:

Yeas, 9.

Nays, 0.

Those voting in the affirmative were:

Canon, Carswell, Clevinger, Lane, Pitman, Pringey, Ross, Shaffer and Mr. President.

So the bill passed.

The title was agreed to.

Mr. Carswell moved

That the Council do now resolve itself into a Committee of the Whole for the further consideration of

House Bill No. 168.

Which motion prevailed.

So the Council resolved itself into a Committee of the Whole with Mr. Clevinger in the chair.

At 10:20 o'clock the Committee arose and through its chairman reported that they had had under consideration

House Bill No. 168

And as amended recommend that it do pass.

J. W. CLEVINGER,
Chairman Committee.

Conference Committee on
House Bill No. 164
Reported as follows:

Mr. President:

We, Your Conference Committee on
House Bill No. 164,

Beg leave to report that we recommend that the Council recede from amendment No. 1, making the appropriation for the expenses of Legislative officers; that the Council recede from its amendment No. 3 to insert on page 3 of the bill a provision concerning the publication of laws.

The committee failed to agree on Council amendment increasing the salaries of Territorial Treasurer and Attorney General and recommend that another Conference Committee be appointed to consider said last amendment.

O. R. FEGAN,
C. J. WRIGHTSMAN,
On part of the Council.
HARPER S. CUNNINGHAM,
J. K. ALLEN,
D. W. PEERY,
On part of the House.

Message from the House.

GUTHRIE, March 10, 1893.

Mr. President:

I am directed to inform your honorable body that the Speaker has appointed Messrs. Greer, Farnsworth and Carrington as a second Conference Committee on

House Bill No. 164.

P. O. CASSIDY,
Chief Clerk.

Mr. President:

I am directed by the House to transmit to your honorable body

Council Bill No. 127,

Which the House has passed, and ask your concurrence.

P. O. CASSIDY,
Chief Clerk.

The President appointed as Council members of second Conference Committee on

House Bill No. 164,

Messrs. Canon and Ross.

Mr. Clevinger moved

That the rules be suspended, that

House Bill No. 168

Be considered engrossed, read second and third time by title and placed on final passage.

The roll being called there were:

Yeas, 9.

Nays, 1.

Those voting in the affirmative were:

Canon, Carswell, Clevinger, Lane, Pitman, Pringey, Pulliam, Ross and Wrightsman.

Voting in the negative:

Mr. President.

So the motion prevailed and

House Bill No. 68

Was read second time by title and third time in full.

Shall the bill pass?

The roll being called there were:

Yeas, 8.

Nays, 1.

Those voting in the affirmative were.

Canon, Carswell, Clevinger, Lane, Pitman, Pringey, Ross and Wrightsman.

Voting in the negative:

Mr. President.

So the bill passed and the title was agreed to.

Report of Joint Committee on Enrolled and Engrossed Bills:

Mr. President:

We, your Joint Committee on Enrolled and Engrossed bills, beg leave to report that we have examined

Council Bill No. 127

And find it correctly enrolled.

J. W. CLEVINGER,
Chairman Committee on Part of Council.

J. K. ALLEN,
Chairman Committee on Part of House.

Message from the House.

Mr. President:

I am directed by the House to transmit to your honorable body

Council Bill No. 73,

Which the House has passed and ask your concurrence.

P. O. CASSIDY,
Chief Clerk.

Joint Committee on Enrolled and Engrossed Bills reported as follows:

Mr. President:

We, your Joint Committee on Enrolled and Engrossed Bills, beg leave to report we have examined

Council Bill No. 127

And find the same correctly enrolled.

J. W. CLEVINGER,
Chairman Committee on Part of Council.

J. H. ALLEN,
Chairman Committee on Part of House.

The second Conference Committee on

House Bill No. 164

Submitted the following report:

Mr. President:

Your Conference Committee have agreed that where the amount of sal-

ary for Attorney-General reads \$3,200 be stricken out and \$3,000 be inserted and that where the words \$4,000 occurs in Treasurer's salary for the year 1893 and 1894 be stricken out and \$3,000 inserted.

JOHN M. CANON,
F. H. GREER,
Chairman of Committee.
J. C. CARRINGTON,
L. P. ROSS.

Mr. Canon moved
That the report be adopted.
Which motion prevailed.
And the report was adopted.
The President then signed
House Bill No. 150 and
Council Bill No. 127
In the presence of the Council.

Mr. Pitman moved
That the President appoint a committee of three to notify the governor that the Council will adjourn *sine die* at 12 o'clock to-night, also to notify the House.

Which motion prevailed.
The President appointed
Messrs. Pitman, McCredie and Shaffer.

Mr. Wrightsman moved
That the Council do now take a recess of fifteen minutes.

Which motion prevailed.
So the Council took a recess.

The time of recess having expired the Council was called to order by the President pro tem.

Message from the House:

Mr. President:

I am directed by the House to transmit to your nonorable body
Council Bill No. 136,
Which has passed the House and respectfully ask your concurrence therein.

Respectfully,
P. O. CASSIDY,
Chief Clerk.

The Committee appointed to wait on the Governor reported as follows:

Mr. President:

We, your committee appointed to wait on the Governor, beg leave to report that we have waited on the Governor, informed him that the Council would adjourn *sine die* at 12 o'clock tonight, and were informed that he had no further communication for the Council.

The Joint Committee on Enrolled and Engrossed Bills made the following report:

Mr. President:

We, your Joint Committee on Enrolled and Engrossed Bills, beg leave to report that we have examined
House Bill No. 112

And find it correctly enrolled.

J. W. CLEVINGER,
Chairman Committee.

F. S. PULLIAM,
On the part of Council.

J. K. ALLEN,
Chairman House Committee.

The President then signed
House Bill No. 112
In the presence of the Council.

The Joint Committee on Enrolled and Engrossed Bills reported
as follows:

Mr. President:

We, your Joint Committee on Enrolled and Engrossed Bills beg leave
to report that we have examined
Council Bill No. 73
And find it correctly enrolled.

J. W. CLEVINGER,
Chairman Council Committee.
J. K. ALLEN,
Chairman House Committee.

The President then signed
Council Bill No. 73
In the presence of the Council.

Mr. Pitman then placed in nomination as a member of the Codifying
Committee, provided for by
House Bill No. 164,
The Hon. Wm. A. McCartney of Kingfisher county, President of the
Council.

Which nomination was seconded by Mr. Wrightsman, who offered
As an amendment to the motion, that the Chief Clerk be instructed to
cast the unanimous vote of the Council for Mr. McCartney.

Which amendment was accepted by Mr. Pitman.

The roll being called there were:

Yeas, 12.

Nays, 0.

Those voting in the affirmative were:

Canon, Carswell, Clevinger, Fegan, Lane, McCredie, Pitman, Pringey,
Pulliam, Ross, Shaffer and Wrightsman.

Present but not voting:

Mr. McCartney.

So the motion prevailed and the Chief Clerk cast the unanimous vote
of the Council for Mr. McCartney.

The Chief Clerk was then called to the chair.

Mr. Shaffer moved

That the Council do now take a recess of ten minutes.

Which motion prevailed.

So the Council took a recess.

The time of recess having expired the Council was called to order by the President.

Message from the House.

Mr. President:

I am directed by the House to transmit to your honorable body Council Bill No. 85,
Which has passed the House, and respectfully ask your concurrence therein.

P. O. CASSIDY,
Chief Clerk.

Mr. President:

I am directed by the House to transmit to your honorable body Council Bill No. 36,
Which has passed the House and respectfully ask your concurrence therein.

Very respectfully,
P. O. CASSIDY,
Chief Clerk.

Mr. President:

I am directed by the House to transmit to your honorable body Council Bill No. 95,
Which has passed the House, and respectfully ask your concurrence therein.

Respectfully,
P. O. CASSIDY,
Chief Clerk.

Mr. President:

I am directed by the House to transmit to your honorable body Council Bill No. 86,
Which the House has passed.

Respectfully,
P. O. CASSIDY,
Chief Clerk.

Mr. Shaffer moved

That the rules be suspended, an emergency declared and that substitute for

Council Bill No. 91

Be read third time by title.

Roll call showed:

Yeas, 9.

Nays, 0.

Those voting in the affirmative were:

Canon, Clevinger, Fegan, Pringey, Pulliam, Ross, Shaffer, Wrightsman and Mr. President.

So the motion prevailed.

Messages from the House:

Mr. President:

I am directed by the House to transmit to your honorable body Council Bill No. 108,

Which has passed the House and respectfully ask your concurrence therein.

Respectfully,
P. O. CASSIDY,
Chief Clerk.

Mr. President:

I am directed by the House to transmit to your honorable body
Council Bill No. 92,
Which the House has passed.

Respectfully,
P. O. CASSIDY,
Chief Clerk.

Mr. Pitman moved
That the engrossed copy of
Council Bill No. 108
Be considered the enrolled bill.
Roll call showed:
Yeas, 8.
Nays, 0.
Those voting in the affirmative were:
Canon, Carswell, Clevinger, Fegan, Pitman, Pulliam, Ross and
Wrightsmen.
So the motion prevailed.
The President pro tem then signed
Council Bill No. 108
In the presence of the Council.
The Joint Committee on Enrolled and Engrossed Bills made the following report:
Mr. President:
We, your Joint Committee on Enrolled and Engrossed Bills beg leave
to report we have examined
Council Bill No. 136
And find the same correctly enrolled.

J. W. CLEVINGER,
Chairman of Committee.
F. S. PULLIAM,
On Part of Council.
J. K. ALLEN,
Chairman Committee on Part of House.

Mr. President:

We your Joint Committee on Enrolled and Engrossed Bills beg leave
to report we have examined
House Bill No. 155
And find it correctly enrolled.

J. W. CLEVINGER,
Chairman of Committee.
F. S. PULLIAM,
J. K. ALLEN,
Chairman Committee on Part of House.

Mr. President:

We, your Joint Committee on Enrolled and Engrossed Bills beg leave
to report we have examined

Council Bill No. 95 and
House Bill No. 164
And find them correctly enrolled.

J. W. CLEVINGER,
F. S. PULLIAM,
On Part of Council.

J. K. ALLEN,
Chairman Committee on Part of House.

Mr. Pitman moved
That the engrossed copy of
Council Bill No. 85
Be considered the enrolled bill.
Which motion prevailed.

The President then signed
Council Bill No. 85, and
House Bill No. 155
In the presence of the Council.

The president then signed
Council Bill No. 95 and
House Bill No. 164

In the presence of the Council.

The Joint Committee on Enrolled and Engrossed Bills reported
as follows:

Mr. President:

We, your Joint Committee on Enrolled and Engrossed Bills, beg leave
to report we have examined
Council Bill No. 86
And find it correctly enrolled.

J. W. CLEVINGER,
F. S. PULLIAM,
On the part of Council.
J. K. ALLEN,

Chairman House Committee.

Mr. President:

We, your Joint Committee on Enrolled and Engrossed Bills, beg leave
to report we have examined
Council Bill No. 92
And find it correctly enrolled.

J. W. CLEVINGER,
Chairman Council Committee.
J. K. ALLEN,
J. C. CARRINGTON,
On the part of House.

The President, in the presence of the Council, then signed
Council Bill No. 86,
Council Bill No. 36 and
Council Bill No. 92.

Message from the House:

Mr. President:

I am directed to transmit to your honorable body
House Concurrent Resolution No. 17,

Which the House has passed, and respectfully ask your concurrence therein.

Respectfully,
P. O. CASSIDY,
Chief Clerk.

Be it Resolved, By the House of Representatives, the Council concurring therein, that this, the Second Legislative Assembly of the Territory of Oklahoma, do adjourn *sine die* to-night, March 10, 1893, at midnight.

Mr. Ross moved

That the resolution be adopted.

Which motion prevailed.

Mr. Canon moved

That the gavel which the honorable President has so justly wielded be presented to him.

Which motion prevailed.

The President pro tem made the presentation speech.

Mr. Pitman of Oklahoma county offered the following:

Council Resolution No. 12:

Be it Resolved, That the thanks of the Council are hereby extended to Chief Clerk of the Council, J. C. Hofius, for the uniform courtesy he has shown to the members of the Council, and for the devotion he has shown to us, and for the industry, ability and efficiency with which he has discharged the duties of his office: and be it further

Resolved, That this resolution be spread upon and made a part of the Journal of the Council of the Second Legislative Assembly of the Territory of Oklahoma.

Mr. Pitman moved

Its adoption.

Which motion prevailed, and the resolution was unanimously adopted.

Mr. Clevinger of the First district offered the following

Council Resolution No. 13,

And moved its adoption:

Be it Resolved, That the thanks of this Council be and the same are hereby extended to the Enrolling and Engrossing Clerk J. L. Haralson, the Sergeant-at-arms Jesse J. Graham and the Assistant Chief Clerk Edwin Witherall, the Watchman, Messenger and all Assistant Clerks and Pages and employes of the Council for their courtesies shown to the members and for industry and faithfulness shown to us; and, be it further

Resolved, That this resolution be spread upon and made part of the Council Journal of the Second Legislative Assembly of the Territory of Oklahoma.

Which motion prevailed, and the resolution was unanimously adopted.

Mr. Pitman moved

That the Council do now adjourn *sine die*.

Pending which motion Councilor Lane was requested to ask a Heavenly benediction upon each member.

Which he did.

The vote recurring on Mr. Pitman's motion to adjourn *sine die* unanimously prevailed.

So at 12 o'clock, midnight, March 10, 1893, the Council adjourned *sine die*.

Approved March 10, 1893.

J. C. HOFIUS,
Chief Clerk.

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No. 15, by C. J. Wrightsman; An act to provide for liens of laborers, mechanics and others.	22	22	22	
No. 16, by C. J. Wrightsman; An act to amend section 7, of chapter 70, of the Oklahoma Statutes.	22	22	{ 149 22 }	
No. 17, by C. H. Carswell; An act to prevent hasty and improvident legislation.	26	39		
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No. 20, by L. P. Ross; An act providing a code of practice in civil cases.	40	40	40	109	40
No. 21, by L. P. Ross; An act providing a code of criminal procedure.	40	40	40	109	40
No. 22, by O. R. Fegan; An act enabling foreign executors and administrators to sue, etc.	40	{ 110 40 }	40	94

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No. 24, by L. G. Pitman; an act to protect lands laid out in townsites and additions from nuisances	40	55 65	40	55	
No. 25, by L. G. Pitman; An act regulating salaries of Territorial officers.	40	275	40	274	
No. 26, by L. G. Pitman; An act providing for elections and tenure of office of officers in cities of first class.	40	69	40	69	40
No. 27, by L. G. Pitman; An act regulating abstract business in the Territory of Oklahoma.	40		40		
No. 28, by L. P. Ross; An act to regulate the licensing and practice of attorneys at law	42	42	42	157	
No. 29, by L. P. Ross; An act to provide for the comfort of passengers on railway trains and for other purposes.	43	43 110	43	91	43
No. 30, by L. P. Ross; An act to provide for the qualification of jurors, etc.	43	43	43		43
No. 31, by L. P. Ross; An act to amend chapters 83 and 16 of the Oklahoma Statutes.	43	68	43	63	
No. 32, by Hugh McCredie; An act to legalize an election held at Edmond and to authorize, etc.	43	58	43	57	43
No. 33, by Hugh McCredie; An act providing for additional instructors and for issuance of diplomas by Normal School.	43	83	43	75	
No. 34, by Hugh McCredie; An act to amend section 3722 of the Oklahoma Statutes.	43		43		
No. 35, by J. M. Canon; An act to provide for selection of depository for county funds, etc.	43		43		
No. 36, by L. P. Ross; An act to amend chapter 65 of the Oklahoma Statutes, relating to Pharmacy.	47	168	47	164	
No. 37, by C. J. Wrightsman; An act declaring gaming illegal and providing penalties therefor.	50	50 110 110	50	104	50 63
No. 38, by Hugh McCredie; An act regulating school districts and for compulsory education.	50	50	50		50
No. 39, by J. P. Lane; An act in relation to marriage.	50	50 195	50	195	50
No. 40, by J. C. Pringey; An act relating to the collection of revenue	50	190	50	190	
No. 41, by L. P. Ross; An act to define rape and provide penalty therefor.	57		57	239	
No. 42, by J. M. Canon; An act to locate and establish a Territorial penitentiary	57		57		
No. 43, by J. J. Shaffer; An act to amend section 5 of chapter 2, of the Oklahoma Statutes relating to the Agricultural and Mechanical College.	57	57 110	57	104	

*Vetoed by Governor, pages 71, 82.

BILLS—CONTINUED.

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No. 45, by J. C. Pringey; An act regulating fees and mileage of sheriff.....	57	57	57	69	57
No. 46, by W. A. McCartney; An act legalizing an election in city of Kingfisher, etc	60	69	60	63	
No. 47, by J. P. Lane; A bill in relation to the rights of married persons.....	62		62	149	62
No. 48, by C. H. Carswell; An act to compel railroad corporations to fence right-of-way.....	62	115	{ 62 } 122 }	{ 94 } 148 }	
No. 49, by Hugh McCredie; An act relating to bribery of public officers.....	68			159	
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No. 51, by J. M. Canon; An act to locate and establish a penitentiary.....	68		68		
No. 52, by committee on county affairs; Substitute for Council bill 45, regulating fees of sheriffs, etc.....	68	68	68		68
No. 53, by J. P. Lane; An act to amend—relating to county commissioners.....	68	85	68	84	68
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No. 55, by O. R. Fegan; An act to amend—relating to roads and highways.....	68	206	68	205	68
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No. 57, by C. J. Wrightsman; An act legalizing recording of deeds by county clerks.....	70	82	70	79	
No. 58, by J. P. Lane; An act to amend an act entitled, "County treasurer".....	73		73		
No. 59, by L. P. Ross; An act to regulate elections.....	75	116	75	80	
No. 60, by L. G. Pitman; An act making appropriation for the World's Fair.....	79		79		
No. 61, by L. P. Ross; An act to create the office of county tax assessor.....	79	138	79	106	
No. 62, by L. P. Ross; An act to prohibit speculation in county warrants.....	82	92	82	91	
No. 63, by F. S. Pulliam; An act to locate and establish a penitentiary.....	85		85		
No. 64, by C. J. Wrightsman; An act requiring district clerk to keep records, etc.....	90	124	90	124	
No. 65, by J. W. Clevinger; An act amending an act to regulate liquor traffic.....	92		92		
No. 66, by L. P. Ross; An act to require security for costs...	92	116	92	106	

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					57								
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No. 68, by W. A. McCartney; An act to establish a code of civil procedure	103		103	109	
No. 69, by J. M. Canon; An act to provide for the location, etc., of a reformatory	103		103		
No. 70, by L. P. Ross; An act to require railroad companies to furnish double decked cars.	106		106	149	
No. 71, by L. P. Ross; An act to regulate the collection of freight bills	106	153	106	148	
No. 72, by O. R. Fegan; An act relating to revenue	107	129	107	129	
No. 73, by L. G. Pitman; An act amending	108	176	108	129	
No. 74, by C. J. Wrightsman; An act declaring vagrancy unlawful.	108		108	279	
No. 75, by C. J. Wrightsman; An act relating to animals	108		108 259		
No. 76, by C. J. Wrightsman; An act relating to contracts	108		108 152	149	
No. 77, by C. H. Carswell; An act for the creation of a railroad commission	108		109		
No. 78, by J. C. Pringey; An act to authorize cities, etc., to construct water works	109	118	109	117	
No. 79, by Hugh McCredie; An act to repeal—relating to criminal procedure	111		111	163	
No. 80, by L. G. Pitman; An act to protect lands platted	111	118	111	118	
No. 81, by L. P. Ross; An act to provide for the hiring and working of convicts	111	140	111	117	117
No. 82, by J. W. Clevinger; An act to amend an act entitled “Procedure civil”	115		115		
No. 83, by C. J. Wrightsman; An act declaring gaming illegal, etc.	116	128			
No. 84, by J. P. Lane; An act providing for separate schools	116		116	172	116
No. 85, by F. S. Pulliam; An act relating to roads, highways and bridges	117	204	117	195	117
No. 86, by J. C. Pringey; An act providing lien for keeping of horses, etc	129	238	129	238	152
No. 87, by J. M. Canon; An act establishing free libraries, etc.	129	172	129	172	
No. 88, by J. M. Canon; An act to provide for the selection of depositories, etc.	129	180	129	180	
No. 89, by committee on county affairs; Substitute for Council bill 73.	129	173	129	173	

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[illegible]

HISTORY OF COUNCIL.

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No. 91, by C. J. Wrightsman; An act relating to banks, etc.	133	172	133	172	204
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No. 94, by J. P. Lane; A bill to encourage the planting of fruit trees.	134	135	134	135	
No. 95, J. J. Shaffer; An act to amend an act entitled "Agricultural and Mechanical College	135	180	135	180	152
No. 96, by J. W. Clevinger; An act to repeal	138		138		
No. 97, by J. W. Clevinger; An act to amend, entitled "Liens etc."	138		138		
No. 98, by C. J. Wrightsman; An act providing for office of county coroner, etc.	141		141		
No. 99, by L. G. Pitman; An act authorizing proceedings in justice's courts.	141	154	141	149	
No. 100, by Hugh McCredie; An act to repeal—relating to criminal procedure	141		141		
No. 101, by L. G. Pitman; An act to repeal and substitute	141		141		
No. 102, by J. W. Clevinger; An act to amend an act entitled "Exemptions, etc."	141	189	141	189	
No. 103, by C. J. Wrightsman; An act providing for contesting certain elections	145	288	145		
No. 104, by J. C. Pringey; An act to amend—relating to forcible entry, etc.	152	189	152	189	
No. 105, by J. J. Shaffer; An act to amend—civil procedure.	152		152	205	
No. 106, by L. G. Pitman; An act to determine rights of settlers, etc	155	168	168	195	155
No. 107, by L. P. Ross; An act to amend—entitled "University"	159	177	159	177	
No. 108, by F. S. Pulliam; An act amending—entitled "Townships, etc"	159	181	159	181	
No. 109, by F. S. Pulliam; An act to limit foreign contracts, etc	159	188	159	188	
No. 110, by C. J. Wrightsman; An act relating to Shawnee school, etc	162	162			
No. 111, by C. H. Carswell; An act relating to civil procedure in certain cases.	163	189	163	189	
No. 112, by L. G. Pitman; An act to reduce, relating to Jacob Cofer.	173	175	175	183	

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No. 115, by L. P. Ross; An act to prohibit the use of free passes, etc.....	178		178		
No. 116, by W. A. McCartney; An act providing for payment, relating to Kingfisher.....	178	294	178		
No. 117, by W. A. McCartney, An act providing for location of penitentiary.....	179		179		
No. 118, by J. M. Canon; An act to establish normal institute for colored, etc.....	180	{ 254 289 }	180	254	
No. 119, by C. J. Wrightsman; An act declaring mutilation, etc., of bill, etc., a felony.....	186	187	186	187	
No. 120, by C. H. Carswell; An act for the protection of cattle, etc.....	190	195	190	195	
No. 121, by O. R. Fegan; An act relating to corporations.....	191	196	191	196	
No. 122, by J. W. Clevinger; An act naming "G" county, etc.....	193	200	193	200	
No. 123, by C. H. Carswell; An act relating to procedure civil.....	194	195	194		
No. 124, by C. J. Wrightsman; An act providing duties of Attorney General etc.....	202		202		
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No. 126, by L. P. Ross; An act relating to Territorial University, etc.....	234	238	234	237	
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					295	295	295							
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No. 15, by H. H. McCrady; An act relating to change of name	21	22	13		
No. 16, by L. G. Pomeroy; An act creating Territorial Board of Education	24	25			
House substitute for Council bill 41.	26	27			

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No. 27, by J. M. Johnston; An act relating to location of county seats	74	74	74 128
No. 7, by T. Ormsbee; An act to repeal section 9, article 7, chapter 25 of Oklahoma Statutes	84	84	84
No. 24, by T. Ormsbee; An act to amend section 4, article 2, chapter 75, entitled "Revenue"	108	108	108
No. 6, by T. Ormsbee; An act to amend section 2, article 6, chapter 75, and paragraph 6173, Oklahoma Statutes	109	109	
No. 1, by Allen of Sixth district; An act to repeal article 11, chapter 1, and article 12, chapter 1, Oklahoma Statutes	109	109	117
No. 50, by J. A. Wimberly; An act to legalize conveyances defectively acknowledged	114	114	114
No. 49, by J. A. Wimberly; An act to establish floral emblem for Territory of Oklahoma	113	113	113
No. 48, by T. Ormsbee; An act to amend chapter 3, Oklahoma Statutes	132	132	132
No. 54, by M. L. Stanley; An act in relation to county, township, city and school district warrants	147 278 288	147	147
No. 89, by J. J. Merrick; Substitute for Council Bill 78	160	160	160
No. 58, by H. S. Cunningham; An act relating to publication of Supreme court reports and decisions	159	160	160
No. 8, by John Pfaff; relating to liens of judgments rendered in probate court	160	160	160
No. 47, by D. C. Farnsworth; An act relating to roads and highways	159	160	
No. 73, by T. Ormsbee; An act amending section 1 chapter 11, Statutes of Oklahoma	158	159	239
No. 76, by C. A. Allen; An act to provide for incorporation of villages, etc	158	158	158
No. 66, by F. H. Greer; An act to establish permanent grand seal for Territory of Oklahoma	177 315	177	177
No. 79, by F. H. Greer; An act to legalize the 6-mill tax in the city of Guthrie	182	182	
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										238	238	238
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									$\left\{ \begin{array}{l} 251 \\ 202 \\ 233 \\ 242 \end{array} \right\}$	$\left\{ \begin{array}{l} 202 \\ 233 \\ 242 \\ 251 \end{array} \right\}$		
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No. 34, by J. H. Beaty; An act relating to exemptions.....	236	236
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O. R. Fegan	Municipal Corporations
J. M. Canon	Agriculture and Highways
J. W. Clevinger	Enrolled and Engrossed Bills
C. H. Carswell	Railroads and Corporations
Hugh McCredie	Elections
J. J. Shaffer	Public Institutions
J. W. Clevinger	Federal Relations
O. R. Fegan	Printing

MEMBERS OF STANDING COMMITTEES.

Committee on Joint Rules	O. R. Fegan, Chairman; L. G. Pitman, J. C. Pringey
Judiciary	Carswell, Fegan, Clevinger, Wrightsman, Canon
Ways and Means	Pringey, Fegan, Canon, Carswell, Lane
Education	Fegan, Pringey, Clevinger, Pitman, Canon
County Affairs	Lane, Canon, McCredie, Wrightsman, Ross
Municipal Corporations	Fegan, Shaffer, McCredie, Ross, Pulliam
Agriculture and Highways	Canon, Pringey, Shaffer, Carswell, Wrightsman
Enrolled and Engrossed Bills	Clevinger, Pulliam, Canon, Lane, McCredie
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Elections	McCredie, Pringey, Shaffer, Lane, Carswell
Public Institutions	Shaffer, McCredie, Carswell, Pringey, Lane
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Thirty-ninth.....	155
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Forty-first, Sabbath.....	
Forty-second.....	161
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HISTORY OF COUNCIL RESOLUTIONS.

No. AUTHOR AND SUBJECT.	Introduced.....	Read.....	Adopted or lost.....	Laid over.....	Miscellaneous.....	Tabled.....
No. 1; by F. S. Pulliam; For Appointment of committee to inform House, etc.....	20	20	20			
No. 2, by C. J. Wrightsman; For appointment of Committee on mileage.....	20	20	20			
No. 3, by L. P. Ross; To provide for employment of clerks, etc.....	108	108	121		<div> 120 114 108 </div>	
No. 4, by F. S. Pulliam; To provide for examination of applicants for clerkships.....	96			96		
No. 5, by L. P. Ross; Calling for opinion of Attorney General.....	111	111		111		
No. 6, by F. S. Pulliam; To provide for employment of additional enrolling clerks.....	118	118	118		118	
No. 7, by J. W. Clevinger; Concerning report of committee investigating institutions.....	231	231	231			
No. 8, by L. P. Ross; Providing for adjournment sine die 4 p. m., May 9.....	286	286				286
No. 9, by Committee; Extending thanks to Ed. L. Dunn, late Chief Clerk.....	198	198	198			
No. 10, by C. J. Wrightsman; Providing for investigating committee.....	116	116	116			
No. 11, by L. G. Pitman; Retaining certain clerks in service.....	285	285	285			
No. 12, by C. H. Carswell; Conferring certain powers in investigating committee.....	305	305	305			
No. 13, by J. W. Clevinger; Providing for cessation of legislation.....	309	309	309			
No. 14, by L. G. Pitman; Note of thanks to J. C. Hoffius, Chief Clerk.....	328	328	328			
No. 15, by J. W. Clevinger; Vote of thanks to subordinate officers.....	328	328	328			

HISTORY OF COUNCIL JOINT RESOLUTIONS.

NUMBER, AUTHOR AND CONTENTS.	First reading	Second reading	Third reading	Passed	Suspension of rules	To House	Action of House	Enrolled	Signed by President	Signed by Governor	Miscellaneous
No. 1, by C. H. Carswell; Memorializing Congress, etc.	61	61	61	61	61	$\left. \begin{matrix} 61 \\ 75 \\ 78 \end{matrix} \right\}$	$\left. \begin{matrix} 64 \\ 75 \end{matrix} \right\}$	75	75	90	78
No. 2, by J. J. Shaffer; Acepting certain Congressional appropriations	201	201	201	201	201	201	240	255			

COUNCIL HISTORY OF HOUSE JOINT RESOLUTIONS.

NUMBER, AUTHOR AND TITLE.	From House	Read first time	Read second time	Read third time	Adopted	Signed by President	Miscellaneous
No. 3, by M. L. Stanley; Requesting Delegate in Congress to use all honorable means to secure opening of Wichita reservation	75	75	76	76	76		$\left. \begin{matrix} 76 \\ 75 \end{matrix} \right\}$
No. 4, by J. K. Allen; In referenece to ratifying treaties with certain Indian tribes	121	121	136	136	136		$\left. \begin{matrix} 135 \\ 156 \\ 163 \end{matrix} \right\}$
No. 5, by J. M. Stovall; Concerning Lexington Bridge Company	138	138			142		$\left. \begin{matrix} 162 \\ 143 \\ 163 \\ 191 \end{matrix} \right\}$
No. 7, by John Pfaff; Concerning Council Bill 23	$\left. \begin{matrix} 174 \\ 169 \end{matrix} \right\}$	169	169		169	174	

HISTORY OF COUNCIL CONCURRENT RESOLUTIONS.

NUMBER, AUTHOR AND TITLE.	Introduced and read.	Adopted	To House.	Action of House.	Referred to Committee.	Report of Committee	Enrolled.	Signed by President.	Laid over.
No. 1 by O. R. Fegan; Notifying the Governor of organization	20	20	20						
No. 2, by J. W. Clevinger; Providing for a joint assembly, etc.	23	28	23						
No. 3, by O. R. Fegan; Providing for a Joint Committee on Rules.	39	39	39	47					
No. 4, by J. C. Pringey; Memorializing Congress.	46	50	50	56	46	50		56	
No. 5, by J. W. Clevinger; Memorializing Congress.	71	71	71				91	103	
No. 6, by O. R. Fegan; Relating to institutions.	88								88
*No. 7, by J. W. Clevinger; Relating to Hawaiian Island affairs.	88								
No. 8, by F. S. Pulliam; To amend joint rule No. 8	115	115	115	130					
No. 9, by F. S. Pulliam; To amend joint rule No. 9	115								115
No. 10, by J. C. Pringey; Memorializing Congress to affirm Indian treaties	144	144	144	177					
No. 11, by L. P. Ross; Endorsing Hon. Charles H. Mansur	169	169	169	180			183	183	
No. 12, by C. J. Wrightsman; Memorializing Congress.	169	170	170	201					
No. 13, by L. P. Ross; Endorsing Hon. Samuel W. Pees.	170	170	170	180			18	183	
No. 14, by J. W. Clevinger; Relating to the Agricultural and Mechanical College.	232								232

*Withdrawn, page 88.

COUNCIL HISTORY OF HOUSE CONCURRENT RESOLUTIONS.

NUMBER, AUTHOR AND TITLE.	From House.....	Read.....	Laid over.....	Adopted.....	To House.....	Signed by President.....	Miscellaneous.....	Tabled.....
No. 3, by J. J. Merrick; Condolence on the death of James G. Blaine	73	73		73	73		75	
No. 2, by J. M. Johnston; Memorializing Congress concerning rights of Indians to sell allotments.....	75	75		136			{ 136 191 }	
No. 10, by F. H. Greer; Providing for appointment of committee to investigate educational institutions.....	{ 89 105 }	90		{ 90 103 106 }			{ 96 107 155 }	
No. 7, by H. S. Cunningham; Requesting Congress to create cabinet office, Secretary of Labor	114	114		136			{ 114 136 163 }	
No. 5, by T. Ormsbee; Relating to valueless lands.....	114	114		150			{ 114 150 }	
No. 9, by J. M. Johnston; Providing for clerk for investigating committee.....	131	131					191	131
No. 10, by John Pfaff; Providing for Joint Committee to investigate accounts of Territorial Auditor.....	131	131					131	
No. 11, by T. Ormsbee; Requesting information from Secretary of Territory as to foreign corporations.....	{ 131 184 }	131		141		{ 200 184 }	{ 131 141 191 }	
No. 12, by T. Ormsbee; Relating to public lands in Beaver county.....	147	147		152		200	{ 147 151 191 }	1
No. 12, by T. Ormsbee; Unwarrantable arrests by deputy United States marshals...	133	133	133			235	234	145
No. 13, by H. S. Cunningham; Concerning bills of similar title and providing for joint committee	159	159		159		200	191	
No. 14, by T. Ormsbee; Relating to Territorial officers and their salaries.....	201	201		202		235	{ 234 240 257 257 }	
No. 17, by D. W. Peery; Providing for adjournment sine die.....	327	328		328				

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NAME.	OFFICE.	Elected.	Sworn.	Resigned.	Miscellaneous
Bogges, E. T.	Chaplain	6	22		
Coykendall, J. R.	Assistant Chief Clerk	6	6		
Coykendall, J. R.	Assistant Enrolling Clerk	86	86		
Coykendall, J. R.	Assistant Enrolling Clerk	109	109		
Colton, G. A.	Assistant Chief Clerk	197	73	200	
Colton, G. A.	Assistant Enrolling Clerk	200			
Currie, H. I.	Janitor	86	86		
Dobson, J. B.	Messenger	6	6		
Dunn, Ed. L.	Chief Clerk	6	6	197	327 108 198
Eaton, Harry	Assistant Sergeant-at-arms	86	86		
Graham, J. J.	Sergeant-at-arms	6	6		44 327
Haralson, J. L.	Enrolling Clerk	6	6		327
Hofins, J. C.	Assistant Chief Clerk	86	86	197	
Hofins, J. C.	Chief Clerk	197			327
Kerwin, Dan.	Janitor				86
Lemasters, T. C.	Assistant Sergeant-at-arms				86
Murphy, Paul	Page	86	86		327
Reese, S. A.	Temporary Chief Clerk	3	6		
Seruggs, J. C.	Watchman	6	6		44 327
Schermerhorn, Mand	Page	86	86		327
Seothorn, Nellie	Page	86	86		327
Sheplar, H. M.	Assistant Enrolling Clerk				86
Williams, Nat	Assistant Chief Clerk				86
Witherell, Edwin	Assistant Chief Clerk	236	236		327

INDEX OF SUBJECTS OF LEGISLATION BY COUNCIL BILLS.

Council bill No. 1.....	Master and servants—Repeals chapters 51, 52
Council bill No. 2.....	Definitions, divisions and maxims—Repeals chapter 29
Council bill No. 3.....	Deposit in form of loan—Repeals article 3, chapter 30
Council bill No. 4.....	Guarantee—Repeals chapter 39
Council bill No. 5.....	Insurance—Repeals sections 3043 to 3123 inclusive
Council bill No. 6.....	Obligations—Repeals chapter 60
Council bill No. 7.....	Ownership and general definitions—Repeals articles 2, 3, chapter 69
Council bill No. 8.....	Obligations, specific—Repeals chapter 78
Council bill No. 9.....	Trusts in general, and for benefit of third persons; transfers— Repeals article 67, chapter 86
Council bill No. 10.....	Transfers of personal property—Repeals article 3 chapter 86
Council bill No. 11.....	Relief, specific and preventive—Repeals chapter 80
Council bill No. 12.....	Transfers—Repeals, article 1, chapter 86
Council bill No. 13.....	Agents and agencies—Repeals chapter 1
Council bill No. 14.....	Mortgages and pledges—Repeal article 2, chapter 24
Council bill No. 15.....	Liens of laborers, mechanics and other ^s
Council bill No. 16.....	Procedure civil—Amends article 7, chapter 70
Council bill No. 17.....	Legislation, hasty and improvident
Council bill No. 18.....	Insurance—repeals sections 6526
Council bill No. 19.....	Liquors, sale of; to Indians—Repeals section 2542
Council bill No. 20.....	Civil procedure
Council bill No. 21.....	Procedure criminal
Council bill No. 22.....	Executors and administrators, foreign; enables to sue
Council bill No. 23.....	Officers, legislative
Council bill No. 24.....	Townsites, additions to
Council bill No. 25.....	Salaries of Territorial officers
Council bill No. 26.....	Offices, cities of first class
Council bill No. 27.....	Abstracts
Council bill No. 28.....	Attorneys at law—Repeals chapter 27
Council bill No. 29.....	Railway service
Council bill No. 30.....	Jurors, qualifications of
Council bill No. 31.....	Townships and township officers, cities, towns and villages— Amends chapters 16 and 83
Council bill No. 32.....	Edmond, election at, and bonds
Council bill No. 33.....	Schools, Normal; institutions and diplomas
Council bill No. 34.....	Schools, Normal—Amends section 3722
Council bill No. 35.....	Funds, county, deposits for
Council bill No. 36.....	Pharmacy—Amends chapter 65
Council bill No. 37.....	Gaming—Repeals article 5, chapter 35
Council bill No. 38.....	School districts and education, compulsory, and school district officers— Repeals article 14, sections 6473 to 6477 inclusive, and article 19, sections 6430 6433 inclusive, article 9, sections 6416 to 6429 inclusive.
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Council bill No. 51	Penitentiary, to locate and establish
Council bill No. 52	Fees and salaries—Amends sections 5 and 33, chapter 36
Council bill No. 53	Commissioners, county—Amends article 6, chapter 25
Council bill No. 54	Officers, public, fees of—Amends chapter 36
Council bill No. 55	Roads and highways—Amends section 28, chapter 77
Council bill No. 56	Revenue—Amends sections 1 and 8, chapter 75
Council bill No. 57	Recording of deeds, legalizing of
Council bill No. 58	Treasurer, county, duties of—Amends section 1, article 2, chapter 24
Council bill No. 59	Election in Oklahoma City—Repeals chapter 33
Council bill No. 60	Appropriation—Columbian Exposition
Council bill No. 61	Tax assessor—county
Council bill No. 62	Warrants—County, and prohibiting speculation in by county officers
Council bill No. 63	Penitentiary—To locate and establish
Council bill No. 64	Indictments and informations
Council bill No. 65	Liquors, intoxicating—Amends section 1, chapter 48
Council bill No. 66	Costs, security for, in civil and criminal cases
Council bill No. 67	Executions—Repeals sections 30 to 44 inclusive, and sections 48, 79 and 93, article 25, chapter 71
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Council bill No. 72	Revenue—Amends section 3, article 1, chapter 75
Council bill No. 73	Court stenographers—Amends sections 1, 2, and 5, chapter 20
Council bill No. 74	Vagrancy and penalties therefor
Council bill No. 75	Animals—Amends section 1, article 2, chapter 3
Council bill No. 76	Contracts—Amends section 9, article 6, chapter 17
Council bill No. 77	Railroad commission, railroad fare, freight
Council bill No. 78	Water works—Repeals article 7, chapter
Council bill No. 79	Procedure, criminal—repeals section 5458
Council bill No. 80	Townsites, additions thereto
Council bill No. 81	Convicts, fines, labor
Council bill No. 83	Procedure, civil—Amends section 2, article 43, chapter 70
Council bill No. 83	Gaming and penalties therefor—Repeals article 35, chapter 25
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Council bill No. 85	Roads and highways, bridges
Council bill No. 86	Liens on certain stock
Council bill No. 87	Libraries
Council bill No. 88	Funds, county and Territorial, depository for
Council bill No. 89	Court stenographers—Amend sections 1, 2, 5, chapter 20
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Council bill No. 91	Banks, organization and regulation
Council bill No. 92	Treasurer, register of deeds, coroner—Amends chapter 24
Council bill No. 93	Revenue—Amends section 2, article 1, chapter 75
Council bill No. 94	Taxation, exemptions from, fruit trees
Council bill No. 95	Agricultural and Mechanical College
Council bill No. 96	Real estate, execution and sale of—Repeals sections 4726 and 4988
Council bill No. 97	Liens—Amends section 3 and 9, article 2, chapter 49
Council bill No. 98	Coroner, county—Amends chapter 24
Council bill No. 99	Procedure civil in justice of the peace court, garnishment
Council bill No. 100	Procedure criminal—Repeals sections 5545, 5549, 5559, 5560 and 5561
Council bill No. 101	Procedure civil in courts probate—Repeals sections 1355, 1356, 1357, 1372, 1373
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Council bill No. 103	Elections, contesting of
Council bill No. 104	Procedure civil, forcible entry and detainer or forcible detainer—Amends section 1, article 16, chapter 71

Council bill No. 105	Procedure civil—Amends section 20, article 2, chapter 71
Council bill No. 106	Lands, public, right of settlers on
Council bill No. 107	University—Amends section 5, chapter 87
Council bill No. 108	Townships and township officers—Amends article 1, chapter 83
Council bill No. 109	Contracts, notes, bills, claims, judgments, foreign
Council bill No. 110	District and board, Shawnee school, in Pottawatomie county
Council bill No. 111	Procedure civil
Council bill No. 112	Lease, school land, of Jacob Cofer
Council bill No. 113	Defendants in criminal cases, counsel for—Amends section 1, article 28 [chapter 72.]
Council bill No. 114	Procedure criminal—Repeals section 5458
Council bill No. 115	Railroad passes to Territorial officers
Council bill No. 116	Kingfisher, indebtedness of
Council bill No. 117	Penitentiary, location of
Council bill No. 118	Institutions, educational, for colored persons
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Council bill No. 120	Animals, protection of against Spanish fever—Repeals article 1 chapter 3
Council bill No. 121	Corporations
Council bill No. 122	"G" county, name
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Council bill No. 125	Procedure civil, appeals
Council bill No. 126	University, Normal School, Agricultural and Mechanical College, Territorial
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Council bill No. 132	Criminals—Amends Chapter 3
Council bill No. 133	Officers, public, fees and salaries of—Amends chapter 36
Council bill No. 134	Asylum, Territorial, at Chandler
Council bill No. 135	Procedure, change of venue
Council bill No. 136	Education, Territorial Board of, creating

SUBJECT OF LEGISLATION OF HOUSE BILLS.

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House bill No. 2	Substitute for, railways
House Bill No. 4	Landlords and tenants
House bill No. 6	Revenue—Amends article 6, chapter 75, paragraph 6173
House bill No. 7	Legislative power, crimes against—Repeals section 9, article 7, chapter 25
House bill No. 8	Judgments in probate court, liens of
House bill No. 24	Revenue—Amends section 4, article 2, chapter 22
House bill No. 25	Taxes, delinquent
House bill No. 27	County seats—Amends section 2, chapter 22
House bill No. 28	Animals, protection of in certain localities
House bill No. 34	Exemptions, relating to
House bill No. 47	Roads and highways—Amends section 19, article 1, chapter 7
House bill No. 48	Animals—Amends chapter 3
House bill No. 49	Emblem, floral, for Territory
House Bill No. 50	Conveyances, defectively acknowledged to legalize
House bill No. 52	Library, Territorial, establishment of
House bill No. 54	Warrants, registration of
House bill No. 58	Reports and decisions of supreme court, Publication of
House bill No. 59	Contracts
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House bill No. 63	Procedure civil, and to repeal
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House bill No. 73	Bounties, amends section 1, chapter 11
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House bill No. 81	County clerks, office of
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House bill No. 95	Agencies, mercantile, to regulate business of
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House bill No. 129	Streams, to regulate the use of water of in certain
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House bill No. 149	Institutions, educational to incorporate
House bill No. 150	Corporations, benevolent
House bill No. 154	Schools in cities of first class
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House bill No. 158	Legislative apportionment
House bill No. 164	Appropriations, general
House bill No. 168	Procedure civil

PASSAGE AND VOTE ON COUNCIL BILLS.

Number	Canon	Chaswell	Clevinger	Fegan	Lane	McCredie	Pitman	Pringley	Pulliam	Ross	Shaffer	Wrightsmen	McCartney	Became a law
1	aye	aye	aye	aye	aye	aye	aye	aye	aye	aye	aye	aye	aye	yes
2	aye	aye	aye	aye	aye	aye	aye	aye	aye	aye	aye	aye	aye	yes
3	aye	aye	aye	aye	aye		aye	aye	aye	aye	aye	aye	aye	no
4	aye	aye	aye	aye	aye		aye	aye	aye	aye	aye	aye	aye	no
5	aye	aye	aye	aye			aye	aye	aye	aye	aye	aye	aye	yes
6	aye	aye	aye	aye			aye	aye	aye	aye	aye	aye	aye	yes
7	aye		aye	aye	aye		aye	aye	aye	aye	aye	aye	aye	yes
8	aye		aye	aye	aye	aye	aye	aye	aye	aye	aye	aye	aye	yes
9	aye	aye	aye	aye	aye	aye	aye	aye	aye	aye	aye	aye	aye	yes
10	aye	aye	aye	aye	aye	aye	aye	aye	aye	aye	aye	aye	aye	yes
11	aye	aye	aye	aye	aye	aye	aye	aye	aye	aye	aye	aye	aye	yes
12	aye	aye	aye	aye	aye	aye	aye	aye	aye	aye	aye	aye	aye	yes
13	aye	aye	aye	aye	aye	aye	aye	aye	aye	aye	aye	aye	aye	yes
14	aye	aye	aye	aye	aye	aye	aye	aye	aye	aye	aye	aye	aye	no
16	nay		nay	nay		nay		nay	nay	nay	nay		nay	no
17	aye	aye	aye	aye	aye	aye			nay	nay	aye	aye	nay	no
18	nay	nay	nay	nay	nay	nay		nay	nay	nay	nay			no
22	aye	aye	aye	aye	aye	aye		aye	aye	aye	aye	aye		yes
*23	aye	aye	aye	aye	aye	aye	nay	aye	aye	aye	aye	nay	nay	yes
24	aye		aye	aye	aye	aye	aye	aye	aye	aye	aye	aye	aye	no
25	aye	aye	aye	aye	aye		aye	aye	aye	aye		aye		no
26	nay	aye	aye	nay	aye	nay	aye	nay	aye	aye	aye	aye	nay	no
27	aye	nay	aye	aye	nay	aye	aye	aye	aye	aye	aye	aye	aye	no
28	aye	aye	aye	aye	aye	aye	aye	aye	aye		aye	aye		no
29	nay		nay	nay	aye	nay	aye	nay	aye	aye	nay	aye		no
32	aye	aye	aye	aye	aye	aye	aye	aye	aye	aye	aye			yes
33	aye	aye	aye	aye	aye	aye	aye	aye	nay	aye	aye	aye		yes
36	aye				aye	aye	aye	aye	aye	aye	aye	aye		yes
37	aye	aye	aye	aye	aye	aye	aye	aye	aye	aye	aye	aye		no
39	aye	aye	aye	aye		aye	aye	nay	aye	aye	aye	aye		no
40	nay	nay	nay	nay	nay	nay	nay	nay		nay				no
41	nay		aye	nay		nay		nay	nay			aye	nay	no
43	aye	aye	aye	aye	aye	aye	aye	aye	aye	aye	aye	aye		no
H. Sub.														
C. B. 43	aye	aye	aye	aye		aye	aye		aye		aye	aye	aye	yes
46		aye	aye	aye	aye		aye	aye	aye	aye	aye	aye	aye	yes
49	nay		nay	nay	nay	nay	nay		nay	nay				no
50	aye		aye		aye	aye	aye		aye	aye	aye	aye		yes
52	aye	aye	aye	aye	aye	aye	nay		nay		aye	aye	aye	no
53	aye	aye	aye	aye	aye	aye	aye	aye	aye	aye	aye	aye		yes
54	aye		aye	aye	aye	aye	aye	aye	aye	aye	aye	aye		no
56	aye		aye	aye	aye	aye	aye	aye	aye	aye	aye	aye		yes
57	aye	aye	aye	aye	aye	aye	aye	aye	aye	aye	aye	aye		yes
62	aye	aye	aye	aye	aye	aye	aye	aye	aye	aye	aye	aye		no
64	aye	aye	aye	aye	aye	aye	aye	aye	aye		aye	aye	aye	yes
70		aye		aye	aye			aye	aye					no
71	aye		aye	aye	aye		aye	aye	aye	aye	aye			no
72	aye	nay	aye	aye	aye	aye		aye	aye	nay	aye		nay	no
73	aye	aye	aye	aye	aye	aye	aye			nay				yes
78	aye	aye	aye	aye	aye	aye	aye	aye	aye	aye	aye	aye	aye	no
80	aye	aye	aye	aye	aye	aye	aye	aye	aye	aye	aye	aye	nay	yes
83	nay	nay	aye	aye	aye	aye	aye	aye	aye	aye	aye	aye	aye	yes
85	aye	aye	aye	aye	aye	nay	aye	aye	aye	aye	aye		aye	no
86	aye	aye	aye	aye	aye	aye	nay	aye	aye	aye	aye		aye	yes
87	aye	nay	nay	nay	nay		nay	aye	nay	nay	nay		nay	no
90	aye		aye	aye	aye	aye	aye	aye	aye	aye	aye			no
92	aye	aye	aye	aye	aye	aye			aye	aye	aye	aye	aye	yes
93	aye	aye		aye	aye			aye	aye		aye	aye		no
94	aye	aye		a e	aye			aye	aye		aye	aye		no
95	aye	aye	aye	aye	aye	aye	aye	aye	aye		aye	aye	aye	yes
99	aye		aye	aye			aye	aye	aye	aye	aye			no
102	nay	aye	aye	nay		nay	nay	nay	nay	nay	aye	aye	nay	no
103	aye	aye	aye		aye		aye	aye	aye	aye	aye	aye		no
104	aye	aye	aye	aye	aye	aye	aye	aye	aye	aye	aye	aye	aye	no
105	nay	nay	nay	nay	nay	nay		nay	nay		nay			no
107	nay	aye	nay	nay	aye	nay	nay	nay	nay		nay	nay	nay	no
108	aye	aye	aye	aye	aye		aye	aye	aye	aye				yes
109	aye	aye	aye	aye	aye	aye			aye	aye		aye		no

PASSAGE AND VOTE ON COUNCIL BILLS.—CONTINUED.

Number	Canon	Carswell	Clevinger	Fegan	Lane	McCredie	Pitman	Pringley	Pulliam	Ross	Shaffer	Wrightsmen	McCartney	Became a Law
110	aye			aye	aye	aye	aye	nay	nay	aye	aye	nay	aye	yes
111	nay		nay	nay	nay			aye	aye	nay	nay	aye	aye	no
113	aye	aye	aye	aye		aye	aye	aye	aye	nay	aye	aye		no
114	aye	aye	aye	aye		aye		aye	aye		aye			no
116	aye	aye	aye	aye	aye		aye	aye	aye	aye		aye		no
118	aye	aye	aye	aye	aye		aye	aye	aye	aye		aye		no
119	aye	aye	aye	aye	aye		aye	aye	aye	aye		aye		no
120	aye	aye	aye	aye	aye		aye	aye	aye	aye		aye		no
121	aye	aye	aye	aye	aye	aye	aye	aye	aye	aye	aye	aye	aye	yes
122	aye	aye	aye	aye	aye	aye	aye	aye	aye	aye	aye	aye	aye	no
123	aye	aye	aye			aye	aye	aye		aye				no
126	aye	aye	aye	aye	aye	aye	aye		aye	aye	aye	aye	nay	yes
127	aye	aye	aye	aye	aye	aye	aye	aye	aye	aye	aye	nay	nay	yes
131	aye	aye	aye	aye	aye		aye	aye	aye	aye	aye			no
132	aye	aye	aye	aye			aye	aye	aye	aye				no
133	nay	aye	aye	aye		aye	nay	aye	aye	aye	aye	aye	nay	no
135	aye	aye	aye	aye			aye	aye	aye	aye				no
136	aye	aye	aye		aye	aye	aye	aye	aye	aye		aye		yes

*Enacted notwithstanding Executive veto.

PASSAGE AND VOTE ON HOUSE BILLS.

Number	Canon	Carswell	Clevinger	Fegan	Lane	McCredie	Pitman	Pringley	Pulliam	Ross	Shaffer	Wrightsmen	McCartney	Became a Law
5	aye	aye	aye	aye	aye	aye	aye	aye	aye	aye	aye	aye	aye	yes
8	aye	aye	aye	aye	aye	aye	aye	aye	aye		aye	aye	aye	yes
27	aye	nay	aye	aye	nay	aye	aye	aye	aye	aye	aye	aye	aye	yes
28	aye	aye	aye	aye	aye	aye	aye	aye	aye	aye	aye	aye	aye	yes
34	aye	aye	aye	aye	nay	aye	aye	aye	nay	aye	aye	nay	aye	yes
49	aye	aye	aye	aye	aye	nay	aye	nay	aye	aye	aye	aye	nay	yes
52	aye	aye	aye	aye		aye	nay		nay		aye	aye	aye	yes
54	aye	aye			aye	aye	aye		aye	aye	aye	aye	aye	yes
58	aye		nay	aye	aye			aye	aye	aye	aye	aye		yes
59	aye	aye	aye	aye	aye	aye	nay	aye	aye	aye	aye	aye	aye	yes
63	aye	nay	aye	aye	aye		nay	aye	nay	nay	aye	nay	aye	yes
H. Sub.														
H. B. 65	aye	aye	aye		aye	aye	aye	aye		aye		aye		yes
66		aye	nay	aye	aye	aye	nay	aye	aye	aye	aye	aye	aye	yes
75	aye	nay	aye	aye		nay	nay	aye	aye	aye	aye	aye	aye	yes
76	aye		aye	aye	aye	aye	aye	aye	aye	aye	aye			yes
79	aye	aye	aye	aye	aye	aye	aye	aye	aye		aye		aye	yes
89	aye		aye	aye	aye	aye		aye	aye	aye	aye			yes
112	aye	aye	aye	aye	aye	aye			aye	aye		aye		yes
147	aye	aye	aye	aye	aye		aye					aye		yes
149	aye	aye	aye		aye		aye	aye		aye	aye		aye	yes
150	aye	aye		aye	aye	aye	aye	aye	aye	aye	aye	aye		yes
155	aye	aye	aye	aye	aye	aye	aye	aye	aye	aye	aye	aye		yes
164	aye	aye	aye	aye	aye	aye	nay	aye	aye	nay	aye	aye	aye	yes
168	aye	aye	aye		aye		aye	aye		aye		aye	nay	no
H. Sub.														
C. B. 14	aye		aye	aye	aye		aye	aye	aye	aye	aye			yes

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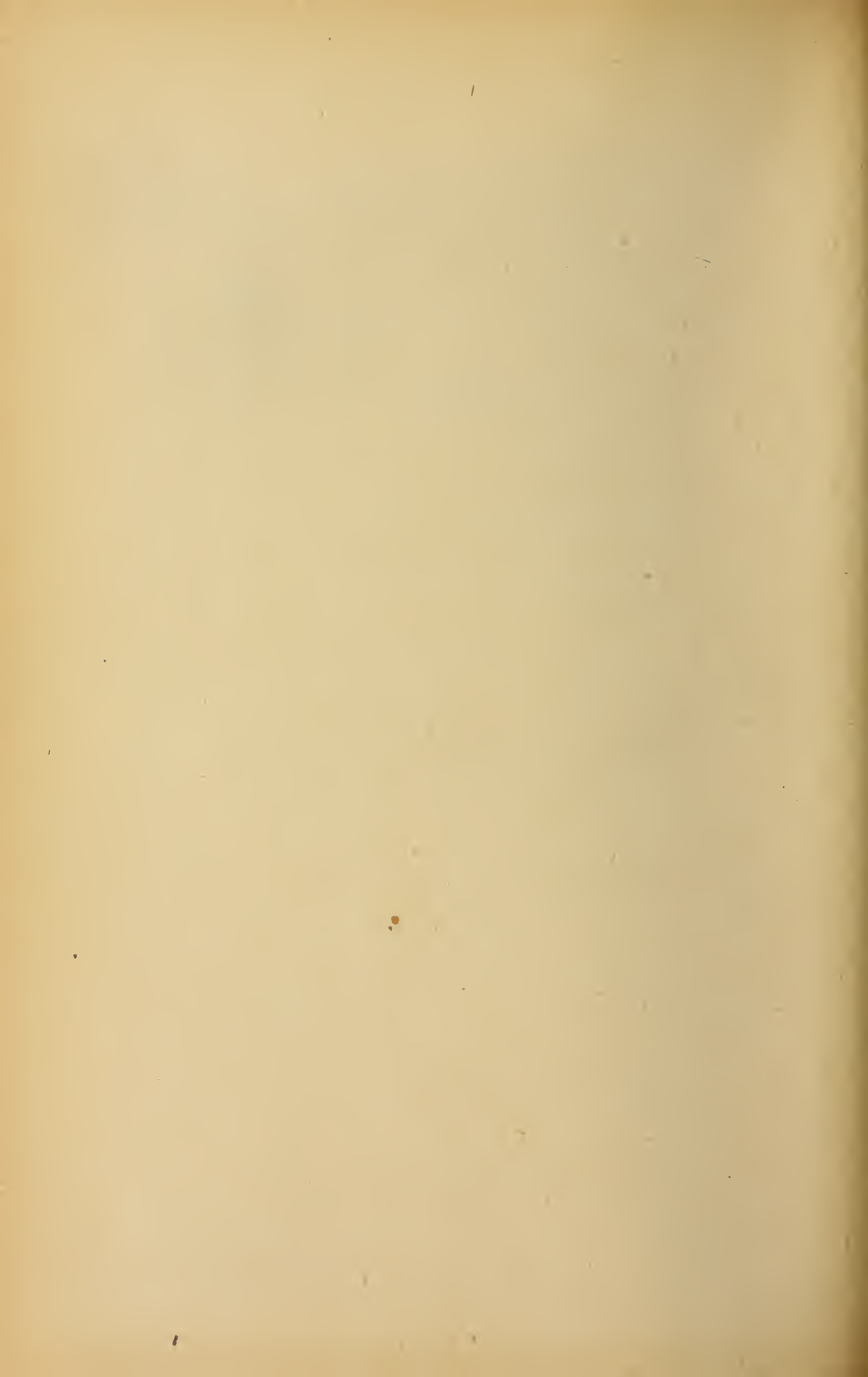
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- Page 20, Council joint resolution 1 should read Council concurrent resolution 1.
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 204, Should not show statement of Mr. Lane.
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 234, Council bill 12 should read Council bill 121.
 235, Council bill 12 should read Council bill 121.
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- 266, Council Joint resolution No. 8 should read Council joint resolution No. 2.
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- 276, Council bill 28 should read House bill 28.
- 284, Should read House bill 75 instead of Council bill 75 referred.
- 285, Council resolution No. 9 should read Council resolution Co. 8.
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- 286, House bill 65 should read House substitute for House bill 65.
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- 306, House bill 126 should read Council bill 126.
- 313, Should not show Council bill 105 enrolled.
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- 322, House bill 68 should read House bill 168.
- 323, Should show House bill 149 signed by President.
- 324, Should show House bill 66 signed by the President.
- 325, Should read Council bill 91 instead of substitute for Council bill 91.



JOURNAL

OF THE

HOUSE PROCEEDINGS

OF THE

Second Legislative Assembly,

OF THE

TERRITORY OF OKLAHOMA,

BEGINNING, JANUARY, 10, 1893.

GUTHRIE, OKLAHOMA:
STATE CAPITAL PRINTING COMPANY, PRINTERS.
1893.

Official Roster.

Governor—ABRAHAM J. SEAY.
Secretary of Territory—ROBERT MARTIN.
United States Attorney—HORACE SPEED.
Chief Justice—EDWARD B. GREEN.
Associate Justices—JOHN H. BURFORD,
JOHN G. CLARK.
United States Marshal—WILLIAM GRIMES.

OFFICERS OF THE COUNCIL.

President—W. A. McCARTNEY.
Chief Clerk—ED. L. DUNN.
Enrolling and Engrossing Clerk—J. L. HARALSON.
Chaplain—Rev. E. F. BOGGESS.
Sergeant-at-Arms—JESSIE J. GRAHAM.
Messenger—J. B. DODSON.
Watchman—J. C. SCRUGGS.
Pages—MAUD SCHERMERHORN, NELLIE SCOTHORN, PAUL MURPHY.

OFFICERS OF THE HOUSE.

Speaker—T. R. WAGGONER.
Chief Clerk—P. O. CASSIDY.
Enrolling and Engrossing Clerk—E. L. GAY.
Sergeant-at-Arms—LANE FISHER.
Messenger—J. L. MATHEWS.
Chaplain—Rev. WM. WIMBERLY.
Watchman—MILES ALLEN.

THE
HOUSE PROCEEDINGS
OF THE LEGISLATURE OF THE
TERRITORY OF OKLAHOMA.

SECOND SESSION.

FIRST DAY.

GUTHRIE, OKLAHOMA TERRITORY, Jan. 10, 1893.

At 2 o'clock p. m., Tuesday, January 10, 1893, the members elect of the House of Representatives of the second session of the Legislative Assembly of the Territory of Oklahoma, met pursuant to law in the building secured by the Secretary of the Territory, for the use of the Legislative assembly, and in the room designated as the "Representative Hall," and were called to order by Hon. Harper S. Cunningham, who read the

section of law governing the opening of the General Assembly.

Mr. Peery placed in nomination Hon. John A. Wimberly for Temporary Speaker.

Who was unanimously elected.

Mr. Greer placed in nomination Ed. L. Dunn for Temporary Clerk.

Who was also elected unanimously.

Mr. A. E. Jacobs was appointed Temporary Sergeant-at-Arms.

Mr. Cunningham moved

That a committee of three be appointed to wait upon Chief Justice Green and request him to administer the oath of office to the members.

Which motion prevailed.

And Messrs. Cunningham, Allen of Payne, and Peery were appointed.

Messrs. McDaniel, Stovall, Cunningham, Johnston, and Allen were elected Committee on Credentials.

Mr. Merrick moved

That the rules of the First General Assembly, so far as applicable, be adopted by this House until such time as a committee could provide other rules.

Which motion prevailed.

Report of Committee on Credentials.

TERRITORY OF OKLAHOMA,,
HOUSE OF REPRESENTATIVES,
GUTHRIE, 1893.

To the Temporary Speaker:

We, the members of the committee elected to report the names of the persons who appear to have been elected members of the House of Representatives, second session of the Legislative Assembly of Oklahoma Territory, respectfully report that we have examined the certificates of election on file with the Temporary Clerk and find that the list of members elected from the various districts, from one to twenty-six inclusive, to be as follows:

Frank H. Greer—Twenty-fifth.

John W. Ozmun—Tenth.

John Pfaff—Ninth.

John A. Wimberly—Fifth.

J. M. Stovall—Fifteenth.

B. J. Clardy—Seventeenth.

D. W. Peery—Twelfth.

J. M. Faris—Eighth.

John W. Moyle—Sixteenth.

James. K. Allen—Twenty-first.

W. B. Stone—Twenty-Third.

Talcott Ormsbee—First.

John C. Carrington—Thirteenth.

J. M. Johnston—Second.

W. A. Scott—Eighteenth.

Harper S. Cunningham—Twenty-fourth.

D. C. Farnsworth—Third.

O. P. Rathbun—Twentieth.

J. J. Merrick—Nineteenth.

R. C. Brennon—Fourth.
James J. McDaniel—Twenty-sixth.
C. A. Allen—Sixth.
Thomas R. Waggoner—Fourteenth.
John W. Beatty—Eleventh.
M. L. Stanley—Seventh.
David J. Wallace—Twenty-second.

Signed,

J. J. McDANIEL,
HARPER S. CUNNINGHAM,
C. H. ALLEN,
J. M. JOHNSTON,
J. M. STOVALL,
Committee on Credentials.

On motion of Mr. Peery the report was adopted.

Chief Justice Green appeared and administered the oath of office to the members collectively.

House adjourned.

SECOND DAY.

GUTHRIE, O. T., January 25 1893.

House met pursuant to adjournment and were called to order by the Temporary Speaker.

Roll call found all members present.

Prayer by

Rev. Nathan.

Mr. Stanley moved

That the House proceed to the election of permanent officers.

Which motion prevailed.

And Mr. Johnson nominated

Hon. J. J. Merrick for Permanent Speaker.

Mr. Brennan nominated

Hon. W. B. Stone,

And Mr. Peery nominated.

Hon. Talcott Ormsbee for the same position.

After which the Temporary Speaker declared the nominations closed.
And the House proceeded to ballot for permanent Speaker.
The roll being called
Mr. Merrick received 13 votes,
Mr. Ormsbee received 9 votes,
Mr. Stone received 4 votes.
On second ballot result was same as first.
Mr. Cunningham moved
To adjourn until 2 p. m.
Which motion prevailed,
And the House adjourned.

AFTERNOON SESSION.

House convened as per adjournment and were called to order by the Temporary Speaker.
Roll call found all members present,
And the House proceeded with the roll call for permanent Speaker.
The 3, 4, 5, 6, 7, 8, 9 ballots gave
Merrick 13 votes,
Ormsbee 9 votes,
Stone 4 votes.
House adjourned until 10 a. m. tomorrow.

E. L. DUNN,
Temporary Clerk.

TERRITORY OF OKLAHOMA.

THIRD DAY.

GUTHRIE, O. T., JAN. 12, 1893.

House met pursuant to adjournment with the temporary speaker in the chair.

Prayer by Rev. Wimberly.

Moved and seconded

That the Speaker appoint a secretary pro tem. Carried.

Speaker appointed H. H. Jenkins, of Canadian county, as secretary pro tem.

Roll call showed twenty-six (26) members present.

Journal read and approved.

The tenth ballot for Speaker resulted as follows:

Merrick, 13.

Stone, 4.

Ormsbee, 9.

The eleventh ballot for Speaker resulted as follows:

Merrick, 13.

Stone, 4.

Ormsbee, 9.

The twelfth ballot for Speaker resulted as follows:

Merrick, 13.

Stone, 4.

Ormsbee, 9.

The thirteenth ballot for Speaker resulted as follows:

Merrick, 13.

Stone, 4.

Ormsbee, 9.

The fourteenth ballot for Speaker resulted as follows:

Merrick, 13.

Stone, 4.

Ormsbee, 9.

Motion by Greer,

That chair appoint a doorkeeper pro tem.

Motion prevailed

And chair appointed Hon. John R. Clark, of Payne county, as doorkeeper pro tem.

The fifteenth ballot for Speaker resulted as follows.

Merrick, 13.

Stone, 4.

Ormsbee, 6.

J. K. Allen, 3.

A motion by Cunningham

That the chair-appoint pages pro tem, prevailed

And the chair appointed Florence Hadley, Jenny Murphy, Roscoe Jones and Dwight Stowe.

The sixteenth ballot for Speaker resulted as follows:

Merrick, 13 votes.

J. K. Allen, 13 votes.

The seventeenth ballot for Speaker resulted as follows:

Merrick, 13 votes.

J. K. Allen, 13 votes.

The eighteenth ballot for Speaker resulted as follows:

Merrick, 13 votes.

J. K. Allen, 13 votes.

The nineteenth ballot for Speaker resulted as follows:

Merrick, 13 votes.

J. K. Allen, 13 votes.

The twentieth ballot for Speaker resulted as follows:

Merrick, 13 votes.

J. K. Allen, 13 votes.

A motion by Ormsbee

That the chair appoint an assistant clerk pro tem prevailed and the chair appointed E. L. Gay, of El Reno.

The twenty-first ballot for Speaker resulted as follows:

Merrick, 1 vote.

Greer, 12 votes.

Waggoner, 7 votes.

J. K. Allen, 6 votes.

The twenty-second ballot for Speaker resulted as follows:

Greer, 12 votes.

Wimberly, 1 vote.

Waggoner, 3 votes.

J. K. Allen, 10 votes.

The twenty-third ballot resulted as follows:

Greer, 12 votes.

Pfaff, 1 vote.

J. K. Allen, 13 votes.

The twenty-fourth ballot resulted as follows:

Greer, 13 votes.

J. K. Allen, 13 votes.

The twenty-fifth ballot resulted as follows.

Greer, 13 votes.

J. K. Allen, 13 votes.

The twenty-sixth ballot resulted as follows.

Greer, 13 votes.

J. K. Allen, 13 votes.

The twenty-seventh ballot resulted as follows:

Greer, 13 votes.

J. K. Allen, 13 votes.

The twenty-eighth ballot resulted as follows:

Greer, 13 votes.

J. K. Allen, 13 votes.

A motion by Scott

That the chair appoint an assistant sergeant-at-arms prevailed and the chair appointed G. W. Sawner.

A motion by Cunningham

That Rule 63 be suspended so far as it applies to the admission of ladies to the floor of the House.

Motion prevailed.

The twenty-ninth ballot for Speaker resulted as follows:

Greer, 13 votes.

J. K. Allen, 9 votes.

Peery, 4 votes.

The thirtieth ballot resulted as follows:

Greer, 13 votes

J. K. Allen, 13 votes.

The thirty-first ballot resulted:

Greer, 13 votes.

J. K. Allen, 11 votes.

Rathburn, 2 votes.

The thirty-second ballot resulted:

Greer, 13 votes.

J. K. Allen, 13 votes.

The thirty-third ballot resulted:

Greer, 13 votes.

J. K. Allen, 12 votes.

Rathburn, 1 vote.

The thirty-fourth ballot resulted:

Greer, 12 votes.

Pfaff, 1 vote.

J. K. Allen, 13 votes.

On motion

That House adjourn until 2 p. m.

Roll call:

Yeas, 13.

Nays, 13.

Motion lost.

The thirty-fifth ballot for Speaker resulted as follows:

Greer, 13 votes.

J. K. Allen 13 votes.

The thirty-sixth ballot resulted:

Greer, 13 votes.

J. K. Allen, 13 votes.

The thirty-seventh ballot resulted:

Greer, 13 votes.

J. K. Allen, 13 votes.

The thirty-eighth ballot resulted:

Greer, 13 votes.

J. K. Allen, 13 votes.

The thirty-ninth ballot resulted:

Greer, 13 votes.

J. K. Allen, 13 votes.

The fortieth ballot resulted:

Merrick, 1 vote.

Greer, 12 votes.

J. K. Allen, 13 votes.

A motion by Brennan

That the House adjourn until 2 p. m. was lost on call of yeas and nays.

Yeas, 12.

Nays, 14.

The forty-second ballot for Speaker resulted as follows:

Greer, 10 votes.

Merrick, 1 vote.

Johnson, 2 votes.

J. K. Allen, 13 votes.

The forty-third ballot was as follows:

Greer, 12 votes.

J. K. Allen, 12 votes.

Johnson 1 vote.

Beatty, 1 vote.

The forty-fourth ballot for Speaker resulted as follows:

Greer, 13 votes.

Allen 12 votes.

Brennan, 1 vote.

The forty-fifth ballot resulted:

Greer, 13 votes.

Allen, 12 votes.

Brennan, 1 vote.

The forty-sixth ballot resulted:

Greer, 13 votes.

Allen, 10 votes.

Brennan, 3 votes.

The forty-seventh ballot resulted:

Greer, 13 votes.

Waggoner, 6 votes.

J. K. Allen, 5 votes.

Brennan, 2 votes.

A motion by Brennan

To adjourn until 3 p. m. was lost on call of roll.

Yeas, 12.

Nays, 14.

The forty-eighth ballot resulted:

Greer, 13 votes.

J. K. Allen, 11 votes.

Brennan, 2 votes.

The forty-ninth ballot resulted:

Greer, 13 votes.

J. K. Allen, 12 votes.

Peery, 1 vote.

The fiftieth ballot for speaker resulted:

Greer, 13 votes.

J. K. Allen, 12 votes.

Peery, 1 vote.

A motion by Johnson

To adjourn until 4 p. m. prevailed.

Yeas, 13.

Nays, 12.

AFTERNOON SESSION.

House met at 4 p. m., as per adjournment.

All members present.

Chair appointed Orin Dillon Champ as page.

The fifty-first ballot for Speaker resulted:

Greer, 13 votes.

Peery, 11 votes.

Allen, 2 votes.

The fifty-second ballot resulted:

Greer, 13 votes.

J. K. Allen, 8 votes.

Brennan, 3 votes.

Peery, 1 vote.

Moyle, 1 vote.

The fifty-third ballot resulted:

Greer, 13 votes.

Allen, 12 votes.

Brennan, 1 vote.

The fifty-fourth ballot resulted:

Greer, 13 votes.

Allen, 13 votes.

The fifty-fifth ballot resulted:

Greer, 13 votes.

Allen, 13 votes.

The fifty-sixth ballot resulted:

Greer, 13 votes.

Allen, 13 votes.

The fifty-seventh ballot resulted:

Merrick, 13 votes.

Brennan, 10 votes.

Allen, 2 votes.

Peery, 1 vote.

The fifty-eighth ballot resulted:

Merrick, 13 votes.

Allen, 10 votes.

Brennan, 3 votes.

A motion by Johnson

That the House adjourn until 10 a. m., Friday, January 13, 1893,
prevailed.

Yeas, 14.

Nays, 12.

Approved January 13, 1893.

H. H. JENKINS,
Temporary Clerk.

FOURTH DAY.

GUTHRIE, O. T. JANUARY, 13, 1893.

House met pursuant to adjournment with the temporary Speaker in the Chair.

Prayer by Rev. Nathan.

Journal read and approved.

Mr. Ormsbee moved

That when this House do adjourn, it be immediately after the election of a permanent Speaker.

Which motion prevailed,

And the House proceeded with the roll call for permanent Speaker.

The thirtieth-ninth ballot resulted as follows:

Greer 13,

Waggoner 13.

Those voting for Greer:

Allen, of Canadian, Cunningham, Farris, Farnsworth, Greer, Johnson, Merrick, Pfaff, Scott, Stanley, Stovall, Wallace and Wimberly.

Those voting for Waggoner:

Allen, of Payne, Beatty, Brennon, Carrington, Clardy, McDaniels, Moyle, Ozmun, Ormsbee, Peery, Rathburn, Stone and Waggoner.

The sixtieth ballot resulted:

Greer 13.

Waggoner 13.

The sixty-first ballot resulted:

Greer 13.

Waggoner 13.

The sixty-second ballot resulted as follows:

Waggoner 13.

Merrick 12.

Greer 1.

Those voting for Waggoner:

Allen, of Payne, Beatty, Brennon, Carrington, Clardy, McDaniels, Moyle, Ozmun, Ormsbee, Peery, Rathburn, Stone and Waggoner.

Those voting for Merrick:

Allen, of Canadian, Cunningham, Farris, Farnsworth, Greer, Johnson, Merrick, Pfaff, Scott, Stanley, Stovall and Wimberly.

Those voting for Greer:

D. J. Wallace.

The sixty-third ballot resulted:

Waggoner 13.

Merrick 12.

Greer 1.

The sixty-fourth ballot resulted:

Waggoner 13.

Merrick 12.

Greer 1.

The sixty-fifth ballot resulted:

Waggoner 13.

Merrick 12.

Greer 1.

The sixty-sixth ballot resulted as follows:

Merrick 12.

Waggoner 12.

Greer 1.

Allen 1.

Those voting for Allen:

J. W. Moyle.

Those voting for Greer:

D. J. Wallace.

Those voting for Merrick:

Allen, of Canadian, Cunningham, Farris, Farnsworth, Greer, Johnson, Merrick, Pfaff, Scott, Stanley, Stovall and Wimberly.

Those voting for Waggoner:

Allen, of Payne, Beatty, Brennon, Carrington, Clardy, McDaniels, Ozmun, Ormsbee, Peery, Rathburn, Stone and Waggoner.

The sixty-seventh resulted:

Greer 2.

Merrick 11.

Allen 13.

Those voting for Greer:

Wallace and Waggoner.

Those voting for Merrick:

Allen, of Canadian, Cunningham, Farris, Farnsworth, Greer, Johnson, Merrick, Pfaff, Scott, Stanley, Stovall and Wimberly.

Those voting for Allen:

Allen, of Payne, Beatty, Brennon, Carrington, Clardy, McDaniels, Moyle, Ozmun, Ormsbee, Peery, Rathburn and Stone.

The sixty-eighth ballot resulted:

Greer 2.

Merrick 11.

Allen 13.

The sixty-ninth ballot resulted:

Greer 2.

Merrick 11.

Allen 13.

The seventieth ballot resulted:

Greer 2.

Merrick 11.

Allen 13.

The seventy-first ballot resulted as follows:

Greer 1.

Merrick 12.

Clardy 7.

Allen 6.

Those voting for Greer:

D. J. Wallace.

Those voting for Merrick:

Allen, of Canadian, Cunningham, Faris, Farnsworth, Greer, Johnson, Merrick, Pfaff, Scott, Stanley, Stovall and Wimberly.

Those voting for Clardy.

Allen, of Payne, Beatty, Carrington, Clardy, Moyle, Peery and Waggoner.

Those voting for Allen:

Brennon, McDaniels, Ozmun, Ormsbee, Rathburn and Stone.

The seventy-second ballot resulted as follows:

Greer 1.

Merrick 12.

Clardy 12.

Allen 1.

Those voting for Greer:

D. J. Wallace.

Those voting for Merrick:

Allen, of Canadian, Cunningham, Faris, Farnsworth, Greer, Johnson, Merrick, Pfaff, Scott, Stanley, Stovall and Wimberly.

Those voting for Clardy:

Allen of Payne, Beatty, Brennon, Carrington, Clardy, McDaniels, Ozmun, Ormsbee, Peery, Rathburn, Stone and Waggoner.

Those voting for Allen:

J. W. Moyle.

The seventy-third ballot resulted:

Greer 1.

Merrick 12.

Clardy 12.

Allen 1.

The seventy-fourth ballot resulted:

Greer 1.

Merrick 12.

Clardy 12.

Allen 1.

The seventy-fifth ballot resulted:

Greer 1.

Merrick 12.

Beatty 6.

Allen 7.

Those voting for Greer:

D. J. Wallace.

Those voting for Merrick:

Allen, of Canadian, Cunningham, Faris, Farnsworth, Greer, Johnson, Merrick, Pfaff, Scott, Stanley, Stovall and Wimberly.

Those voting for Beatty:

Allen, of Payne, Ormsbee, Peery, Rathburn, Stone and Waggoner.

Those voting for Allen:

Beatty, Brennon, Carrington, Clardy, McDaniels, Moyle and Ozmun.

The seventy-sixth ballots resulted:

Greer 1.

Merrick 12.

Allen 13.

The seventy-seventh ballot resulted:

Greer 1.

Merrick 12.

Allen 13.

The seventy-eighth ballot resulted:

Merrick 13.

Allen 13.

The seventy-ninth ballot resulted:

Merrick 13.

Allen 13.

The eightieth ballot resulted:

Merrick 13.

Allen 13.

The eighty-first ballots resulted:

Merrick 13.

Allen 13.

The eighty-second ballot resulted:

Merrick 13.

Allen 11.

Waggoner 2.

The eighty-third ballot resulted:

Merrick 13.

Waggoner 13.

The eighty-fourth ballot resulted:

Merrick 13.

Allen 7.

Waggoner 6.

The eighty-fifth ballot resulted:

Merrick 13.

Waggoner 13.

The eighty-sixth ballot resulted:

Merrick 13.

Waggoner.

The eighty-seventh ballot resulted:

Merrick 13.

Waggoner 13.

The eighty-eighth ballot resulted:

Merrick 13.

Waggoner 13.

The eighty-ninth ballot resulted:

Merrick 13.

Waggoner 13.

The ninetieth ballot resulted:

Merrick 13.

Waggoner 13.

The ninety-first ballots resulted:

Merrick 13.

Waggoner 13.

The ninety-second ballot resulted:

Merrick 13.

Waggoner 11.

Brennon 2.

The ninety-third ballot resulted:

Merrick 13.

Waggoner 11.

Brennon 2.

The ninety-fourth ballot resulted:

Merrick 13.

Waggoner 11.

Brennon 2.

The ninety-fifth ballot resulted:

Merrick 13.

Waggoner 11.

Brennon 2.

The ninety-sixth ballot resulted:

Merrick 13.

Waggoner 11.

Brennon 2.

The ninety-seventh ballot resulted:

Merrick 13.

Ormsbee 6.

Waggoner 5.

Brennon 2.

The ninety-eighth ballot resulted:

Merrick 13.

Brennon 12.

Ormsbee 1.

The ninety-ninth ballot resulted:

Merrick 13.

Brennon 13.

The one hundredth ballot resulted:

Allen 2.

Merrick 13.

Waggoner 8.

Brennon 4.

The one hundred and first ballot resulted:

Stone 1.

Merrick 13.

Allen, 11.

Brennan, 1.

The one hundred and second ballot resulted:

Merrick, 13.

Allen, 13.

The one hundred and third ballot resulted:

Merrick, 13.

Allen, 13.

The one hundred and fourth ballot resulted:

Merrick, 13.

Allen, 13.

The one hundred and fifth ballot resulted:

Merrick, 13.

Allen, 13.

The one hundred and sixth ballot resulted:

Merrick, 13.

Allen, 13.

The one hundred and seventh ballot resulted:

Merrick, 13.

Allen, 13.

The one hundred and eighth ballot resulted:

Merrick, 13.

Allen, 13.

Mr. Rathburn moved to take a recess of thirty minutes,
Which motion prevailed.

After recess all members answered to the roll call.

The one hundred and ninth ballot resulted:

Merrick, 13.

McDaniels, 13.

The one hundred and tenth ballot resulted:

Merrick, 13.

McDaniels, 13.

The one hundred and eleventh ballot resulted:

Merrick, 13.

McDaniels, 13.

The one hundred and twelfth ballot resulted:

Merrick, 13.

McDaniels, 13.

The one hundred and thirteenth ballot resulted:

Merrick, 13.

McDaniels, 13.

The one hundred and fourteenth ballot resulted:

Merrick, 13.

McDaniels, 13.

The one hundred and fifteenth ballot resulted:

Merrick, 13.

Ormsbee, 11.

Brennan, 2.

The one hundred and sixteenth ballot resulted:

Merrick, 13.

Ormsbee, 13.

The one hundred and seventeenth ballot resulted:

Merrick, 13.

Ormsbee, 13.

The one hundred and eighteenth ballot resulted:

Merrick, 13.

Ormsbee, 13.

The one hundred and nineteenth ballot resulted:

Merrick, 13.

Beatty, 13.

The one hundred and twentieth ballot resulted:

Merrick, 13.

Beatty, 13.

The one hundred and twenty-first ballot resulted:

Merrick, 13.

Allen, 13.

The one hundred and twenty-second ballot resulted:

Merrick, 13.

Allen, 8.

Moyle, 1.

Waggoner, 2.

Brennan, 2.

The one hundred and twenty-third ballot resulted:

Merrick, 13.

Allen, 13.

The one hundred and twenty-fourth ballot resulted:

Brennan, 3.

Merrick, 13.

Allen, 9.

Wallace, 1.

Mr. Brennan moved

To adjourn until 8 p. m.

The roll being called there were:

Yeas, 6.

Nays, 20.

Those voting in the affirmative:

Brennon, McDaniels, Rathburn, Stone, Waggoner, Wimberly.

Those voting in the negative:

Allen of Canadian, Allen of Payne, Beatty, Carrington, Clardy, Cunningham, Faris, Farnworth, Greer, Johnson, Merrick, Moyle, Ozmun, Ormsbee, Peery, Pfaff, Scott, Stanley, Stovall, Wallace.

The one hundred and twenty-fifth ballot resulted:

Merrick, 13.

Allen, 13.

The one hundred and twenty-sixth ballot resulted:

Merrick, 13.

Allen, 13.

The one hundred and twenty-seventh ballot resulted:

Stovall, 3.

Merrick, 13.

Allen, 10.

Mr. Allen of Canadian

Moved to adjourn until 10 a. m. to-morrow.

The roll being called there were,

Yeas, 14.

Nays, 12.

Those voting in the affirmative were:

Allen of Canadian, Clardy, Cunningham, Faris, Farnsworth, Greer, Johnson, Merrick, Moyle, Pfaff, Stanley, Stovall, Wallace, Wimberly.

Those voting in the negative were:

Allen of Payne, Beatty, Brennon, Carrington, McDaniels, Ozmun, Ormsbee, Peery, Rathburn, Scott, Stone, Waggoner.

And the House adjourned.

H. H. JENKINS.
Temporary Clerk.

FIFTH DAY.

GUTHRIE, O. T. JANUARY 14, 1893.

House met pursuant to adjournment.

Roll call showed twenty members present, viz.:

Allen of Canadian, Brennan, Carrington, Clardy, Cunningham, Faris, Farnsworth, Johnson, McDaniels, Merrick, Moyle, Ozmun, Ormsbee, Pfaff, Rathbun, Scott, Stovall, Stone, Wallace, Wimberly.

Six members were absent, viz.:

Allen of Payne, Beatty, Greer, Peery, Stanley and Waggoner, all reporting subsequently.

Prayer by Prof. Buxton.

Motion by Farnsworth

To dispense with reading of Journal, prevailed.

Motion by Cunningham

That a committee of three, of whom the Speaker be chairman, be appointed to confer with Secretary Martin as to seating of this hall.

Motion prevailed, and J. K. Allen and Stanley appointed.

The one hundred and twenty-eighth ballot for Speaker resulted as follows:

Merrick, 12 votes.

J. K. Allen, 12 votes.

Stone, 1 vote.

Those voting for Merrick were:

Allen of Canadian, Cunningham, Faris, Farnsworth, Johnson, Merrick, Pfaff, Scott, Stanley, Stovall, Wallace, Wimberly.

Those voting for J. K. Allen were:

Allen of Payne, Beatty, Carrington, Clardy, McDaniels, Moyle, Ozmun, Ormsbee, Peery, Rathburn, Stone, Waggoner.

Those voting for Stone were: Brennon.

The one hundred and twenty-ninth ballot resulted:

Merrick, 11 votes.

J. K. Allen, 13 votes.

Scott, 1 vote.

The one hundred and thirtieth ballot resulted:

Merrick, 11 votes.

J. K. Allen, 13 votes.

Scott, 1 vote.

The one hundred and thirty-first ballot resulted:

Merrick 10 votes.

J. K. Allen 13 votes.

Scott 2 votes.

The one hundred and thirty-second ballot resulted:

Merrick 11 votes.

J. K. Allen 13 votes.

Scott 1 vote.

The one hundred and thirty-third ballot resulted:

Merrick 11 votes.

J. K. Allen 13 votes.

Scott 1 vote.

The one hundred and thirty-fourth ballot resulted:

Merrick 11 votes.

J. K. Allen 13 votes.

Scott 2 votes.

The one hundred and thirty-fifth ballot resulted:

Merrick 12 votes.

J. K. Allen 13 votes.

Scott 1 vote.

The one hundred and thirty-sixth ballot resulted:

Merrick 13 votes.

J. K. Allen 13 votes.

The one hundred and thirty-seventh ballot resulted:

Merrick 13 votes.

J. K. Allen 13 votes.

The one hundred and thirty-eighth ballot resulted.

Merrick 13 votes.

J. K. Allen 13 votes.

The one hundred and thirty-ninth ballot resulted:

Merrick 10 votes.

J. K. Allen 13 votes.

C. H. Allen 3 votes.

The one hundred and fortieth ballot resulted:

Merrick 13 votes.

Allen 13 votes.

The one hundred and forty-first ballot resulted:

Merrick 13 votes.

Allen 13 votes.

The one hundred and forty-second ballot resulted:

Merrick 13 votes.

Allen 13 votes.

The one hundred and forty-third ballot resulted:

Merrick 13 votes.

Allen 13 votes.

The one hundred and forty-fourth ballot resulted:

Merrick 13 votes.

Allen 13 votes.

The one hundred and forty fifth ballot resulted:

Merrick 13 votes.

Allen 13 votes.

A motion by Pfaff

That the House adjourn until Monday, January 16, 1893, at 4 p. m.

On roll call the following members voted yea:

Allen, of Canadian, Cunningham, Faris, Farnsworth, Greer, Johnson, Merrick, Ormsbee, Pfaff, Scott, Stanley, Stovall, Wallace and Wimberly.

The following members voted nay:

Allen, of Payne, Beatty, Brennon, Carrington, Clardy, McDaniels, Moyle, Ozmun, Peery, Rathburn, Stone and Waggoner.

Yeas 14.

Nays 12.

House adjourned.

H. H. JENKINS,
Temporary Clerk.

Approved January 16, 1893.

SEVENTH DAY.

GUTHRIE, January, 16, 1893.

House met pursuant to adjournment and was called to order by the temporary Speaker.

Roll call found all members present except

Allen, of Canadian.

Prayer by Rev. Buchanan, of Logan county.

Journal read and approved.

Mr. Brennon offered the following resolution and moved its adoption:

Resolution relating to the permanent organization of the House of Representatives of Oklahoma.

Resolved, That the House proceed to permanent organization on the following basis:

The republicans shall select Speaker, janitor, door keeper; naming G. I. Curren for same, and one page.

The democrats shall select Speaker pro tem, enrolling and engrossing clerks, first assistant enrolling and engrossing clerks, watchman, chaplain and one page.

The people's party shall select chief clerk, sergeant-at-arms, assistant sergeant-at-arms, reading clerk, messenger and one page.

Under rule forty-two of the House Standing Committees,

The republicans shall select the members of the following committees, viz: Judiciary, regulation of liquor traffic, municipal corporations, asylums and public charities, labor, penitentiary and reformatory institutions, military, enrolled and engrossed bills, fish and game, manufactories and home industries.

The democrats shall select, railroads and private corporations, agriculture, compensation of public officers, insurance, banks and banking, roads and highways, county and township organizations, public lands and public buildings, elections and legislative apportionments and rules.

The people's party shall select, ways and means, appropriations, education and printing.

All other assistants for the transaction of the business of this House shall be selected by committee of three, consisting one member from each political part.. Said committee to be appointed by the Speaker.

Mr. Waggoner made the point of order

That the House was yet unorganized and could do no business.

The chair ruled

That the point of order was well taken.

Mr. Beatty gave notice

That tomorrow morning he would ask for a suspension of the rule debarring the consideration of resolutions by the House.

Mr. Greer moved

To adjourn until 10 a. m. tomorrow.

Mr. Allen, of Payne, moved

To amend the motion by stating 7 p. m. this evening.

The roll being called on the amendment there were:

Yeas 10.

Nays 15.

Allen, of Canadian, absent and not voting.

Those voting in the affirmative:

Allen, of Payne, Beatty, Carrington, McDaniels, Moyle, Ozmun, Peery, Stone, Waggoner and Wimberly.

Those voting in the negative:

Brennon, Clardy, Cunningham, Faris, Farnsworth, Greer, Johnson, Merrick, Ormsbee, Pfaff, Rathburn, Scott, Stanley, Stovall and Wallace.

The roll being called on the original motion there were:

Yeas 16.

Nays 9.

Those voting in the affirmative:

Brennon, Clardy, Cunningham, Farris, Farnsworth, Greer, Johnson, McDaniels, Merrick, Pfaff, Scott, Stanley, Stovall, Stone, Wallace, and Wimberly.

Those voting in the negative:

Allen of Payne, Beatty, Carrington, Moyle, Ozmun, Ormsbee, Peery, Rathburn, and Waggoner.

So the motion prevailed.

And the house adjourned.

H. H. JENKINS,
Temporary Clerk.

EIGHTH DAY.

GUTHRIE, O. T. JANUARY, 17, 1893.

House met pursuant to adjournment and was called to order by the Temporary Speaker.

Roll call found all members present except Johnson.

Prayer by Professor Buxton.

Journal read and approved.

The House then proceeded to ballot for permanent Speaker.

The one hundred and forty-sixth ballot resulted:

Merrick, 13.

Waggoner, 13.

Those voting for Merrick were:

Allen of Canadian, Cunningham, Faris, Farnsworth, Greer, Johnson, Merrick, Pfaff, Scott, Stanley, Stovall, Wallace, Wimberly.

Those voting for Waggoner were:

Allen of Payne, Beatty, Brennon, Carrington, Clardy, McDaniels, Moyle, Ozmun, Ormsbee, Peery, Rathburn, Stone, Waggoner.

The one hundred and forty-seventh ballot resulted:

Merrick, 12.

Waggoner, 13.

Greer, 1.

Those voting for Merrick were:

Allen of Canadian, Cunningham, Faris, Farnsworth, Greer, Johnson, Merrick, Pfaff, Scott, Stanley, Wallace, Wimberly.

Those voting for Waggoner were:

Allen of Payne, Beatty, Brennon, Carrington, Clardy, McDaniels, Moyle, Ozmun, Ormsbee, Peery, Rathburn, Stone, Waggoner.

Those voting for Greer were: Stovall.

The one hundred and forty-eighth ballot resulted:

Merrick, 12.

Waggoner, 13.

Greer, 1.

Those voting for Merrick were:

Allen of Canadian, Cunningham, Faris, Farnsworth, Greer, Johnson, Merrick, Pfaff, Scott, Stanley, Wallace, Wimberly.

Those voting for Waggoner were:

Allen of Payne, Beatty, Brennon, Carrington, Clardy, McDaniels, Moyle, Ozmun, Ormsbee, Peery, Rathburn, Stone, Waggoner.

Those voting for Greer were: Stovall.

The one hundred and forty-ninth ballot resulted:

Merrick, 8.

Waggoner, 14.

Greer, 4.

Those voting for Merrick were:

Allen of Canadian, Cunningham, Faris, Greer, Johnson, Merrick, Pfaff, Scott.

Those voting for Waggoner were:

Allen of Payne, Beatty, Brennon, Carrington, Clardy, McDaniels, Moyle, Ozmun, Ormsbee, Peery, Rathburn, Stanley, Stone, Waggoner.

Those voting for Greer were:

Farnsworth, Stovall, Wallace, Wimberly.

On this ballot Mr. Stanley changed his vote from Merrick to Waggoner, giving his reasons for so doing as follows:

"I wish to give as my reason for this the fact that the House has taken one hundred and forty-eight ballots and no chairman has been elected,

I believe it a fact that my constituents did not send me here to spend the entire session in electing a Speaker, and therefore I feel that they will bear me out in the action I am about to take. For that reason I will cast my vote for Mr. Waggoner."

Mr. Waggoner having received a constitutional majority of the votes cast was declared duly elected by the Speaker as permanent Speaker of the House, and Messrs. Moyle, Beatty and Clardy were appointed a committee to conduct him to the chair.

Mr. Waggoner on taking the chair stated that the next order of business was the election of a Chief Clerk of the House.

On motion of Mr. Cunningham

The House adjourned until 2 o'clock p. m.

AFTERNOON SESSION.

House met pursuant to adjournment and was called to order by the Speaker.

Roll call found all present.

The following resolution of the Guthrie Board of Trade was read:

Resolved, That the Legislature of this Territory be and is hereby invited to attend in a body and participate in the proceedings of the Strip Convention to be held in this city on the afternoon and evening of the 18th inst., and that a committee of three be appointed by the President of the Board of Trade to present a copy of these resolutions through the President of the Council and Speaker of the House.

The above was unanimously adopted at a meeting of the Board of Trade and citizens of Guthrie on the 14th inst.

F. E. MARION, Secretary.

JUDGE A. C. SCHNELL,

HON. C. M. BARNES,

HON. C. G. HORNER,

Committee Appointed.

On motion of Mr. Cunningham

The roll was called and the resolution adopted unanimously.

The following resolution was then offered by Mr. Johnson and adopted, all members except Mr. Wimberly, who did not vote, voting in the affirmative.

Be it Resolved by the House of Representatives of the Territory of Oklahoma:

That the thanks of this House be and the same are hereby tendered to Hon. John A. Wimberly for the efficient, impartial and able manner in which he presided over this House during its temporary organization.

Mr. Brennan moved

That the House proceed to elect a chief clerk.

Motion carried.

Mr. Brennan placed P. O. Cassidy in nomination for chief clerk.

Mr. Stovall nominated Wm. L. Guinn for same office.

Nominations declared closed by the Speaker.

On call of the roll the first ballot resulted as follows:

Cassidy, 13.

Guinn, 13.

Those voting for Cassidy were:

Allen of Payne, Beatty, Brennon, Carrington, Clardy, McDaniels, Moyle, Ozmun, Ormsbee, Peery, Rathburn, Stone, Waggoner.

Those voting for Guinn were:

Allen of Canadian, Cunningham, Faris, Farnsworth, Greer, Johnson, Merrick, Pfaff, Scott, Stanley, Stovall, Wallace, Wimberly.

The second ballot resulted:

Cassidy, 13.

Guinn, 13.

The third ballot resulted:

Cassidy, 13.

Guinn, 13.

The fourth ballot resulted:

Cassidy, 13.

Guinn, 13.

The fifth ballot resulted:

Cassidy, 13.

Guinn, 13.

The sixth ballot resulted:

Cassidy, 13.

Guinn, 13.

The seventh ballot resulted:

Cassidy, 13.

Guinn, 13.

The eighth ballot resulted:

Cassidy, 13.

Guinn, 13.

The ninth ballot resulted:

Cassidy, 13.

Guinn, 13.

The tenth ballot resulted:

Cassidy, 13.

Guinn, 13.

The eleventh ballot resulted:

Cassidy, 13.

Guinn, 13.

The twelfth ballot resulted:

Cassidy, 14.

Guinn, 12.

Those voting for Cassidy were:

Allen of Payne, Beatty, Brennon, Carrington, Clardy, McDaniels, Moyle, Ozmun, Ormsbee, Peery, Rathburn, Stanley, Stone, Waggoner.

Those voting for Guinn were:

Allen of Canadian, Cunningham, Faris, Farnsworth, Greer, Johnson, Merrick, Pfaff, Scott, Stovall, Wallace, Wimberly.

Cassidy having received a constitutional majority of all the votes cast was declared duly elected as chief clerk of the House, and the oath of office was administered to him by the Speaker.

The following resolution was offered by Mr. Faris and unanimously adopted: Be it

Resolved, That the thanks of the House be and they are hereby extended to Hon. H. H. Jenkins and E. L. Gay, the temporary and assistant chief clerks of this House, for their indefatigable labors, their accuracy, and excellency as clerks.

The Speaker declared the next order of business to be the election of a sergeant-at-arms.

Beatty nominated Lane Fisher.

Merrick nominated Isaac Rush.

The first ballot resulted:

Fisher, 13.

Rush, 13.

Those voting for Rush were:

Allen of Canadian, Cunningham, Faris, Farnsworth, Greer, Johnson, Merrick, Pfaff, Scott, Stanley, Stovall, Wallace, Wimberly.

Those voting for Fisher were:

Allen of Payne, Beatty, Brennon, Carrington, Clardy, McDaniels, Moyle, Ozmun, Ormsbee, Peery, Rathburn, Stone, Waggoner.

The second ballot resulted:

Fisher, 13.

Rush, 13.

The third ballot resulted:

Fisher, 13.

Rush, 13.

The fourth ballot resulted:

Fisher, 14.

Rush, 12.

Those who voted for Rush were:

Allen of Canadian, Cunningham, Faris, Farnsworth, Greer, Johnson, Merrick, Pfaff, Scott, Stanley, Stovall, Wimberly.

Those who voted for Fisher were:

Allen of Payne, Beatty, Brennon, Carrington, Clardy, McDaniels, Moyle, Ozmun, Ormsbee, Peery, Rathburn, Stone, Waggoner, Wallace.

Fisher having received a constitutional majority of all the votes cast was declared duly elected and sworn into office by the Speaker.

Mr. Peery offered the following motion:

That a committee of seven be elected, of which the Speaker shall be chairman, to draft a set of rules to govern this House.

Mr. Cunningham raised the point of order that the House was not yet organized for business and the resolution could not be entertained.

Point of order sustained by the chair.

Moved by McDaniels

That the House adjourn until 10 a'clock a. m., January 18, 1893.

Motion lost.

Yeas, 10.

Nays, 16.

Those who voted nay were,

Beatty, Brennon, Carrington, Clardy, McDaniels, Moyle, Ozmun, Rathburn, Stone, Waggoner.

Those who voted yea were:

Allen of Canadian, Allen of Payne, Cunningham, Faris, Farnsworth, Greer, Johnson, Merrick, Ormsbee, Peery, Pfaff, Scott, Stanley, Stovall, Wallace, Wimberly.

Allen of Payne nominated L. E. Pitts for enrolling clerk.

Mr. Farnsworth nominated Q. J. Bixford for enrolling clerk.

Mr. Stanley nominated J. R. Jacobs for enrolling clerk.

The first ballot resulted:

Pitts, 10.

Bixford, 10.

Jacobs, 6.

Those who voted for Bixford were:

Allen of Canadian, Cunningham, Faris, Farnsworth, Greer, Johnson, Merrick, Pfaff, Stovall, Wimberly.

Those who voted for Pitts were:

Allen of Payne, Beatty, Carrington, Clardy, Moyle, Ozmun, Ormsbee, Peery, Stone, Waggoner.

Those who voted for Jacobs were:

Brennon, McDaniels, Rathburn, Scott, Stanley, Wallace.

The second ballot resulted:

Bixford, 9.

Pitts, 12.

Jacobs, 5.

Those who voted for Bixford were:

Allen of Canadian, Cunningham, Faris, Farnsworth, Greer, Merrick, Pfaff, Stovall, Wimberly.

Those who voted for Pitts were:

Allen of Payne, Beatty, Brennon, Carrington, Clardy, Johnson, McDaniels, Moyle, Ozmun, Ormsbee, Rathburn, Waggoner.

Those who voted for Jacobs were:

Peery, Scott, Stanley, Stone, Wallace.

Motion to adjourn until 10 o'clock, January 18, 1893.

Roll call resulted as follows:

Yeas, 16.

Nays, 10.

House stands adjourned until 10 o'clock a. m., January 18, 1893.

P. O. CASSIDY,
Chief Clerk.

NINTH DAY.

GUTHRIE, O. T., January 18, 1893.

House met pursuant to adjournment.

Roll call found all members present except
Mr. Cunningham.

Who reported subsequently.

Prayer by Rev. Wimberly.

Journal read.

Mr. Wimberly objected to that part relating to the explanation given
by Mr. Stanley in casting his vote for Mr. Waggoner for speaker.

Mr. Peery moved

That the the Journal as read be adopted.

Mr. Cunningham moved

To amend the motion by expunging that part relating to Mr. Stanley's explanation and adopting the remainder.

The roll being called there were:

Yeas, 10.

Nays, 15.

Those voting in the affirmative:

Allen of Canadian, Cunningham, Faris, Farnsworth, Greer, Johnson,
Merrick, Pfaff, Scott and Wimberly.

Those voting in the negative:

Beatty, Brennon, Carrington, Clardy, McDaniels, Moyle, Ozmn, Ormsbee, Peery, Rathburn, Stanley, Stovall, Stone, Waggoner, Wallace.

So the amendment failed and the Journal as read was adopted.

Mr. Ormsbee rose

To a question of personal privilege, resenting an article appearing in the State Capital of January 17, stating that L. P. Ross and S. B. Jones were on the floor of the House actively engaged in keeping their men in line.

Mr. Allen of Payne presented

The following invitation

And moved its acceptance:

To the Honorable Members of the House of Representatives:

You are cordially invited to take dinner and supper today with the ladies of the Congregational church, at the Springer house, one block north of this hall.

BY ORDER OF COMMITTEE

The motion prevailed

And the invitation was accepted.

The House then proceeded to ballot for
Enrolling and engrossing clerk.

Mr. Stanley withdrew the name J. R. Jacobs, and
Mr. Beatty that of Mr. Pitts.

The fifth ballot resulted in

Gay, 15 votes;

Bickford, 11 votes.

Those voting for Gay were:

Allen of Payne, Beatty, Brennon, Carrington, Clardy, McDaniels, Moyle, Ozmun, Ormsbee, Peery, Rathburn, Stanley, Stone, Waggoner and Wallace.

Those voting for Bickford:

Allen of Canadian, Cunningham, Faris, Farnsworth, Greer, Johnson, Merrick, Pfaff, Scott, Stovall and Wimberly.

Mr. Gay having received a constitutional majority of all the votes of the House

Was declared elected.

Messrs. Carrington and Peery were appointed to bring Mr. Gay forward.

Mr. Gay was sworn into office.

The next in order was the election of a messenger.

Mr. Stone placed in nomination

J. L. Mathews of Payne county.

Mr. Cunningham nominated

Mr. G. W. T. Sawner.

The roll being called

Mr. Mathews received 16 votes,

Mr. Sawner, 10 votes.

Those voting for Mathews:

Allen of Payne, Beatty, Brennon, Carrington, Clardy, McDaniels, Moyle, Ozmun, Ormsbee, Peery, Rathburn, Stanley, Stovall, Stone, Waggoner and Wallace.

Those voting for Sawner:

Allen of Canadian, Cunningham, Faris, Farnsworth, Greer, Johnson, Merrick, Pfaff, Scott and Wimberly.

Mr. Mathews having received a majority of the votes of the House
Was declared elected and was sworn into office.

The election of a watchman being next in order

Mr. Johnson nominated

Mr. Schilling, and

Mr. McDaniels nominated

Miles Allen.

The nominations being closed the House proceeded to ballot.

The first ballot resulted:

Allen, 13 votes.

Schilling, 13 votes.

The second ballot resulted:

Allen, 14 votes.

Schilling, 12 votes.

Mr. Allen having received a majority of the votes of this House
Was declared elected.

Those voting for Allen:

Allen of Payne, Beatty, Brennon, Carrington, Clardy, McDaniels, Moyle, Ozmun, Ormsbee, Peery, Rathburn, Stone, Waggoner, Wallace.

Those voting for Schilling:

Allen of Canadian, Cunningham, Faris, Farnsworth, Greer, Johnson, Merrick, Pfaff, Scott, Stanley, Stovall and Wimberly.

Mr. Allen was sworn into office by the speaker.

The election of Chaplain being next in order

Mr. Scott nominated

Rev. Nathan of Oklahoma City.

Mr Peery nominated

Rev. Wimberly of Guthrie.

The nominations being closed the house proceeded to ballot.

The first ballot resulted:

Rev. Wimberly, 14 votes.

Rev. Nathan 12 votes.

Rev. Wimberly having received a majority of all the votes of the House
Was declared elected.

Those voting for Rev. Wimberly:

Allen of Payne, Beatty, Brennon, Carrington, Clardy, McDaniels, Moyle, Ozmun, Ormsbee, Peery, Rathburn, Stovall Stone and Waggoner.

Those voting for Rev. Nathan:

Allen of Canadian, Cunningham, Faris, Farnsworth, Greer, Johnson'

Merrick, Pfaff, Scott, Stanley, Wallace and Wimberly.

For Speaker pro tem

Mr. Cunningham nominated

Hon. John A. Wimberly.

Mr. Stone nominated

Hon D. W. Peery.

The nominations being closed the House proceeded to ballot.

The first ballot resulted:

Peery, 14 votes.

Wimberly, 10 votes.

Faris, 2 votes.

Mr. Peery having received the majority of all votes in the House
Was declared elected.

Those voting for Peery:

Allen of Payne, Beatty, Brennon, Carrington, Clardy, McDaniels,
Moyle, Ozmun, Ormsbee, Peery, Rathburn, Stone, Waggoner, Wallace.

Those voting for Wimberly:

Allen of Canadian, Cunningham, Faris, Farnsworth, Greer, Johnson,
Merrick, Pfaff, Scott, Stovall.

Those voting for Faris:

Stanley and Wimberly.

Mr. Cunningham introduced

The following resolution and moved its adoption:

Resolved, By the House of Representatives, duly assembled and organized as provided by law, that the Attorney General be requested to inform this House in writing whether or not the Legislature of Oklahoma can legally provide for additional subordinate officers, and if they have the right to so provide, can such officers be legally paid from the Territorial treasury.

The roll being called on the adoption of the resolution there were:

Yeas, 14.

Nays, 12.

Those voting in the affirmative:

Allen of Canadian, Cunningham, Faris, Farnsworth, Greer, Johnson,
Merrick, Pfaff, Scott, Stanley, Stovall, Waggoner, Wallace, Wimberly.

Those voting in the negative:

Allen of Payne, Beatty, Brennon, Carrington, Clardy, McDaniels,
Moyle, Ozmun, Ormsbee, Peery, Rathburn, Stone.

So the motion prevailed and the resolution was adopted.

Mr. Beatty introduced

The following resolution and moved its adoption: Be it

Resolved, By the House of Representatives, that a committee of three be appointed by the Speaker to co-operate with a like committee from the Council to notify the Governor that the House of Representatives is organized and ready for business.

The Speaker ruled

That the resolution could not be entertained at the present time.

Mr. Peery introduced

The following resolution:

Resolved, That a committee consisting of seven members of this House, of which the Speaker shall be chairman, shall be elected to draft a set of rules to govern this House, said committee to report tomorrow morning.

Mr. Greer moved

The adoption of the resolution.

Which motion prevailed.

Mr. Beatty moved

That Messrs. Waggoner, Peery, Ormsbee, Greer, Wimberly, Stanley and Rathburn be elected as committee on rules.

The roll being called there were

Yeas 22.

Nay 1.

Messrs. Cunningham, Johnson and Merrick present and not voting.

Those voting in the affirmative:

Allen of Payne, Beatty, Brennon, Carrington, Clardy, Faris, Farnsworth, Greer, McDaniels, Moyle, Ozmun, Ormsbee, Peery, Pfaff, Rathburn, Scott, Stanley, Stovall, Stone, Waggoner, Wallace, Wimberly.

Those voting in the negative:

Allen of Canadian.

So the motion prevailed and they were declared elected.

Mr. Farnsworth moved

That a committee of three on mileage be appointed.

The roll being called there were.

Yeas 21.

Nays 3.

Those voting in the affirmative:

Allen of Payne, Beatty, Brennon, Carrington, Clardy, Farnsworth, Greer, Johnson, McDaniels, Moyle, Ozmun, Ormsbee, Peery, Pfaff, Rathburn, Scott, Stanley, Stovall, Stone, Waggoner, Wallace.

Those voting in the negative:

Allen of Canadian, Cunningham, Faris.

So the motion prevailed and Messrs. Farnsworth, Clardy and Stovall were appointed the committee.

Mr. Peery moved

To adjourn until 10 a. m. tomorrow.

Which motion prevailed.

The House adjourned.

P. O. CASSIDY,
Chief Clerk.

TENTH DAY.

GUTHRIE, O. T. JANUARY 19, 1893.

House met pursuant to adjournment.

Roll call found all members present.

Prayer by Chaplain.

Journal read and approved.

The Committee on mileage made a report.

Which was again referred.

The Committee on Rules requested further time to make report.

Mr. Cunningham moved

That the committee be allowed until 10 a. m. tomorrow.

Which motion prevailed.

Mr. Farnsworth moved

That each member of the House be required to make a statement of his mileage to the Committee on Mileage.

Which motion prevailed.

Mr. Wimberly moved

That a committee of three be appointed to notify the Council that the House is ready for business.

Which motion was ruled out of order by the speaker.

Mr. Waggoner introduced

The following resolution and moved its adoption:

WHEREAS. The Speaker and Speaker pro tem and other officers of this House have not taken and subscribed to an oath of office as provided by section 23, chapter 46 of the Statutes of Oklahoma; therefore be it

Resolved, By the House of Representatives, that the Chief Justice of the Territory be and is hereby requested to administer the oath of office to the officers of this House.

WAGGONER.

Mr. Rathburn moved

That a committee of three be appointed to wait upon Chief Justice Green and make the above request.

Which motion prevailed and

Messrs Ormsbee, Wimberly and Allen of Payne were appointed.

Mr. Waggoner moved

That the vote by which the House adopted a resolution asking information from the Attorney General be reconsidered.

After considerable discussion

Mr. Allen of Canadian moved

The previous question.

The roll being called on the question:

Shall the main question now be put?

There were:

Yeas 26.

Nays none.

The roll being called on the main question there were:

Yeas 21.

Nays 5.

Those voting in the affirmative:

Allen of Canadian, Allen of Payne, Beatty, Brennon, Carrington, Clardy, Farnsworth, Greer, McDaniels, Moyle, Ozmun, Ormsbee, Peery, Pfaff, Rathburn, Scott, Stanley, Stovall, Stone, Waggoner, Wallace.

Those voting in the negative:

Cunningham, Faris, Johnson, Merrick, Wimberly.

So the motion prevailed and the vote adopting the resolution was then reconsidered.

Mr. Waggoner moved

That the resolution be indefinitely postponed.

The roll being called there were:

Yeas 18.

Nays 7.

Those voting in the affirmative:

Allen of Payne, Beatty, Brennon, Carrington, Farnsworth, Greer, McDaniels, Moyle, Ozmun, Ormsbee, Peery, Pfaff, Rathburn, Scott, Stanley, Stone, Waggoner, Wallace.

Those voting in the negative:

Clardy, Cunningham, Faris, Johnson, Merrick, Stovall, Wimberly.

So the motion prevailed and the resolution was indefinitely postponed.

Mr. Greer introduced

The following resolution and moved its adoption.

Resolved, That the Speaker make up the permanent committees of this House and submit his selections to the House for adoption as the law provides; and that he make up said committees from the best timbers at hand, with a view to the most efficient work toward good laws and the needs of the people.

Mr. Ormsbee moved

That the resolution be tabled.

The roll being called there were:

Yeas 15.

Nays 3.

Those voting in the affirmative:

Allen of Canadian, Allen of Payne, Beatty, Brennon, Carrington, Clardy, Johnson, McDaniels, Moyle, Ozmun, Ormsbee, Peery, Rathburn, Stanley, Stone.

Those voting in the negative:

Faris, Farnsworth, Greer, Pfaff, Scott, Stovall, Wallace, Wimberly,

So the motion prevailed and the resolution was tabled.

And the house adjourned until 2 p. m.

AFTERNOON SESSION.

Roll call found all members present except

Messrs. Allen of Canadian, Beatty, Greer, Merrick, Rathburn and Scott, all of whom reported subsequently.

Chief Justice Greene administered

The following oath of office to the Speaker:

TERRITORY OF OKLAHOMA.—SS

I, Thomas R. Waggoner, as the Speaker of the House of Representatives of the Legislative Assembly of the Territory of Oklahoma, do solemnly swear that I will support the constitution of the United States and the organic act of the Territory of Oklahoma, and that I will truly and impartially discharge the duties of said office to the best of my ability. So help me, God.

THOMAS R. WAGGONER.

Subscribed and sworn to before me this 19th day of January, A. D 1893.

E. B. GREEN,
Chief Justice.

Mr. Greer moved

That a committee of three be appointed to notify the Council that the House is duly organized and ready for business.

Which motion prevailed

And Messrs. Greer, Peery and Brennon were appointed.

Mr. Beatty introduced

The following resolution and moved its adoption: Be it

Resolved, By the House of Representatives, that a committee of three be appointed by the Speaker to co-operate with a like committee from the Council to notify the Governor that the House of Representatives is organized and ready for business.

The motion prevailed and the resolution was adopted.

Messrs. Ozmun, Wimberly and Allen of Payne were appointed.

TERRITORY OF OKLAHOMA,
COUNCIL CHAMBER,
GUTHRIE, O. T., January 18, 1893.

Mr. Speaker:

I am directed to transmit to your honorable body

Concurrent Resolution No. 1.

Concurrent Resolution No. 2.

Which the Council has passed and ask your concurrence therein.

ED. L. DUNN,
Chief Clerk.

COUNCIL CHAMBER,
GUTHRIE, O. T., January 19, 1893.

Concurrent Resolution No. 1:

Resolved, By the Council of the Territory of Oklahoma, the House of Representatives concurring therein, that a committee of three be appointed on the part of the Council to act with a similar committee on the part of the House to notify His Excellency, Governor A. J. Seay, that the General Assembly is now organized and ready to receive any communication he may wish to make.

MR. FEGAN,
MR. CARSWELL,
MR. PULLIAM.
Council Committee.

COUNCIL CHAMBER,
GUTHRIE, O. T., January 19 1893.

Concurrent Resolution No. 2:

WHEREAS, The Second Legislative Assembly of Oklahoma Territory is now legally organized and ready to transact business; therefore be it

Resolved, By the Council, the House concurring, that His Excellency, the Honorable A. J. Seay, Governor, be requested to meet the joint assembly at 2 o'clock p. m., January 19, 1893, for the purpose of delivering his message.

Mr. Pfaff moved

That the House concur in
Council Concurrent Resolution No. 1.

The roll being called there were:

Yeas 26.

Nays none.

Mr. Greer moved

That the House do concur in
Council Concurrent Resolution No. 2.

The roll being call there were:

Yeas 26.

Nays none.

Mr. Cunningham moved

That the Committee on Rules be allowed to report at the present time.

The roll being called there were:

Yeas 10.

Nays 13.

Those voting in the affirmative:

Beatty, Brennon, Carrington, Clardy, Greer, Johnson, McDaniels, Moyle, Ozmun, Peery, Scott, Stanley, Stone.

Those voting in the negative:

Allen of Canadian, Cunningham, Farnsworth, Ormsbee Pfaff, Rathburn, Stovall, Waggoner, Wallace, Wimberly.

So the motion failed.

Mr. Greer introduced

The following resolution and moved its adoption:

Resolved, That the Speaker appoint a committee of three to request the Council to sit with this house at 2:20 to hear the Governor's message.

Which resolution was adopted and

Messrs. Cunningham, Ormsbee and Allen of Canadian were appointed.

The special committee to confer with His Excellency, the Governor, reported that the Governor would meet the General Assembly at 3 p. m.

Mr. Stovall moved

That the committee be discharged.

Which motion prevailed.

At 2:55 p. m. the Honorable Council was announced and the President proceeded to the chair.

At 3:05 p. m. His Excellency,

Governor A. J. Seay was introduced by the President and delivered the following message:

Governor's Message.

EXECUTIVE DEPARTMENT. }
GUTHRIE. O. T., JANUARY, 19, 1893. }

To the Legislative Assembly of the Territory of Oklahoma:

In compliance with section 6555 of the Statutes of Oklahoma, requiring the Governor, at the commencement of each session of the legislature, to give that body information by message, of the condition of the Territory, and to recommend such measures as he shall deem expedient, I have the honor to submit the following statement of the condition of our territorial affairs, supplemented with the reports of our several territorial officers, together with their suggestions and recommendations, as well as some of my own, all of which I trust will be of some assistance to you in performing the arduous and important duties that devolve upon you.

At the threshold of your duties, I congratulate you and the people on fine crops and marvelous development of our Territory, together with the unprecedented increase of our population, as well as the law-abiding and energetic character, and general prosperity of our people.

You are to be further congratulated, that the people of Oklahoma have reposed in you their trust and confidence for the discharge of the important duties that will devolve upon you, and that you enter upon their performance under more favorable auspices than those which surrounded your predecessors.

It is not my purpose in this document to call your attention to all the changes that have occurred to me to be necessary in our statute law. Your experience as citizens, following the various avocations of life, will suggest to you the several changes that will be needed to render our laws harmonious and suited to the wants of our people in their present circumstances.

PUBLIC SCHOOL SYSTEM.

The most important function of our government is in making provisions for educating the youth, and your best efforts will be demanded in legislating upon this subject. I herewith hand you, report of Hon. J. H. Parker, Territorial Superintendent of Public Instruction, showing the present condition of

our school affairs, and containing recommendations which, in his opinion, if enacted into law, would tend to make our school system and school work more efficient. I cannot speak too highly of the work done by Professor Parker, or of the weight that should be attached to his recommendations regarding educational matters. His report and suggestions are hereto attached (marked "Exhibit A") and are worthy of your careful consideration.

Without endorsing all that he recommends, the following is concurred in: Section three, article one (6355). Change so as to give cities an opportunity to have a high school, when there are sufficient funds to support common and graded schools six months instead of nine months, as it now reads.

Section one, article two (6362). Change so as to make length of county normal school not less than four weeks.

Section three, article two (6324). Change so as to make fees for certificates two dollars, and registration fee two dollars.

Section three, article four (6374). Add mental science to the list of studies, holders of first grade certificates must pass examination in, and put physiology, hygiene and book-keeping into all grades.

Section twelve, article four (6383). Make fee for territorial diploma five dollars, to be applied to the expense of the territorial board of education.

Section eight, article five (6291). Provision should be made for the actual and necessary traveling expenses of the territorial superintendent, while discharging his official duties, not to exceed one hundred dollars per year. A safe should be provided for valuable books and papers for the two offices.

Section eight, article six (6402). The salaries of county superintendents should grade according to population.

Section one, article eight (6405). The manner of electing school boards should be more clearly defined.

Section one, article six (6395). Change election of county superintendents to April election (biennial) when other such officers are chosen. Let official duties commence July 1st, beginning of school year.

Section one, article fourteen (6473). Amend so as to make county lines the boundaries of school townships.

Article thirteen. Amend so as to give the children of colored citizens, equal school privileges with the white children. Let separate school election be by townships rather than counties, and recommend that the county superintendent's last quarter's salary of each year be withheld until the territorial superintendent accepts his annual report, as sufficient under the law.

The following suggestions are also made: There is need of a law authorizing the people to issue bonds for the building of school houses, erected of brick or stone. Such a law, with provisions guarding well all avenues of extravagance, should authorize the tax-payers to vote for the issue of bonds not exceeding three per cent. of the valuation of property in the district, for that purpose.

By section 6369 the territorial superintendent and county school superintendents constitute the territorial board of education. It is believed that a board composed of the territorial superintendent, who shall be president, four county superintendents, one superintendent of schools in cities of the

first class, and the president of the university or normal school, to be appointed for one year each, by the Governor, would increase the efficiency and lessen the expenses of said board.

The perpetuity of republican government depends upon the virtue and intelligence of the masses of the American people. The existence and perpetuation of that virtue and intelligence depends upon the education of the masses. That education must be obtained in the public schools, and they must be built and maintained by money forced by legal processes from the property owners, many of whom have no children. Many of those having children to school, have little or no property subject to taxation.

The power and duty of the government to support public schools has not been questioned in this country for a century. The law of self preservation demands it.

The power to compel property owners to pay taxes to build houses, hire teachers, buy furniture, fixtures, books, maps, charts, etc., has never been questioned. So it seems equally sound, that the power exists to compel all children of school age to attend the schools. That the property owner should be compelled to build houses, hire and pay teachers to teach empty benches, while the children grow up in idleness and vice, is to defeat the highest purpose of the public school. Compulsory attendance is worthy of your earnest consideration.

LEASING OF SCHOOL LANDS.

The act of congress approved March 3, 1891, authorizing the Governor of Oklahoma to lease sections sixteen and thirty-six in each congressional township, under regulations prescribed by the Secretary of the Interior, and to apply the proceeds thereof to the maintenance of the public schools in the Territory, has proved to be of great benefit to our educational interests.

A detailed statement of what has been done is herewith appended and marked "Exhibit 1."

GOVERNMENT DONATION OF LANDS.

During the last few months a movement has been inaugurated to induce congress, in opening lands to settlement in this Territory in the future, to make liberal donations of the same for the benefit of our educational institutions. In furtherance of that object a memorial has been prepared by the board of regents of the University, Normal School and Agricultural College and presented to congress, a copy of which is hereto attached marked "Exhibit 2," and made a part hereof.

As a further effort in this direction, it would be well for your respective bodies to memorialize congress to the same end.

AGRICULTURAL COLLEGE.

The Legislative Assembly having accepted the provisions of an act of congress entitled "An act to establish agricultural experimental stations in connection with the colleges established in the several states under the provisions of an act approved July 2, 1862, and the acts supplementary thereto," approved March 2, 1887, proceeded, by the provisions of chapter two of the

laws of Oklahoma to locate said institution in Payne county. The commissioners selected for that purpose then definitely located the college at Stillwater in said county.

A board of regents was appointed under the law to manage the affairs of the institution. Their report hereto attached marked "Exhibit C" and made a part hereof, will give you an account of the progress that has been made in establishing and placing upon a successful footing what will probably in time prove to be the most valuable public institution of the Territory.

UNIVERSITY.

I have the honor to hand you herewith the report of the board of regents the Territorial University, containing several recommendations for your consideration; which report is marked "Exhibit D" and made a part hereof.

This is an institution in which all good citizens should take pride. It is not doubted but that you will enact such wholesome legislation respecting the University of Oklahoma as its importance demands.

NORMAL SCHOOL.

The secretary of the board of education of the Normal School has also transmitted his report, stating what has been done by them, and the present condition of the school which is hereto attached and marked "Exhibit No. D ½." and submitted to you for your consideration.

BOARD OF HEALTH.

The report of the board of health of the Territory is herewith transmitted to you, with several recommendations, which will require your attention. The recommendation to raise the salary is not approved. The same is hereto attached marked "Exhibit E." and made a part hereof.

DENTISTRY.

The report of the board of dental examiners, together with their recommendations is also hereto attached, marked "Exhibit G." and made a part hereof, and referred to you for your consideration.

REPORT OF TERRITORIAL TREASURER AND AUDITOR.

Herewith find report of Territorial treasurer marked "Exhibit G," from which it appears that the total "general revenue" received up to November 30, 1892, is \$19,863.60.

Also report of Territorial auditor, marked "Exhibit H." from which it will appear that warrants have been issued on the Territorial treasurer for the sum of \$38,817.42, leaving a balance of outstanding warrant indebtedness of the sum of \$19,170.82.

While it is true that our revenue producing wealth is rapidly increasing, it will also be apparent from the reports of the financial condition of the University and Normal School, that our needs for revenue keeping pace with it.

MILITIA.

Chapter fifty-three of our Statutes empowers the Governor to organize

such military companies, etc., as he may deem proper and necessary for the safety of the inhabitants of the Territory.

In pursuance of the provisions of this law my predecessor in office appointed Harry P. Clark as Adjutant General, D. W. Marquart as Inspector General, J. M. Brooks as Quartermaster General, and Harry C. Barnes and Calhoun D. Leach as Aides de Camp.

Under an act of Congress for the encouragement of the formation of militia organizations in the several states and territories, the Secretary of War is authorized to furnish the arms, ordnance stores, quartermaster's stores, and camp equipage for such organizations.

What steps have been taken and, what progress made, in organizing the militia of this Territory is shown in the report of the Adjutant General, hereto attached, marked "Exhibit I." and made a part hereof.

REVENUES AND APPROPRIATIONS.

Considering our youth, and the large quantities of excellent lands in the Territory that are not now, and will not be subject to taxation for several years to come, it is hoped that no extravagance will be indulged in in making appropriations. And it is suggested that in addition to the present sources of Territorial revenue, a license tax be imposed on retail liquor dealers of not less than one hundred dollars, nor more than two hundred dollars per annum, to be paid semi-annually in advance, into the Territorial treasury, in addition to the county and city licenses that are now imposed.

Our statutes concerning corporations and authorizing the granting of charters by the Governor and Secretary of the Territory, make no provision for the payment of any license into the Territorial treasury. Many, if not all, of the states, now require all persons filing articles of incorporation for railroads and other purposes, to pay a license into the state treasury of not less than some particular sum—say fifty or one hundred dollars. Such a law in this Territory would create another source of needed revenue. Why not charge notaries a license fee?

The congress of the United States appropriated, when this Territory was first organized, fifteen hundred dollars per annum for contingent expenses of the Governor's office. That appropriation ran to the close of the fiscal year, 1892, and the entire amount was expended. The first session of the present congress appropriated only five hundred dollars per annum, for contingent expenses of this office, all of which has already been expended. Unless congress should make another appropriation and include it in a deficiency appropriation bill, it will become necessary to appropriate out of the Territorial treasury the balance of the amount necessary for contingent expenses of this office.

MISCELLANEOUS—ANIMALS.

Your attention is also directed to the provisions of Article 1, Chapter 3 of our Statutes, relating to the inspection of hides and animals, and creating the office of inspector. This law seems to work no particular benefit to any one except the inspector, and as it seems to work a hardship to stock owners, should be repealed.

BANKING.

Our Statutes should require the proper officers of all banking and other money loaning institutions, to make a statement in writing, under oath, whenever called on so to do by the governor, showing the financial condition of the bank, and cause the same to be published in some newspaper in the county where the business is being done.

EXEMPTIONS.

The exemption and mortgage laws should be amended. Sections 4726 and 4788 ought to be repealed; also that part of section 6130 which forbids the owner from making any contract for payment of taxes on that part of his land which is encumbered. Section 2861 ought to be amended so as to exempt in towns and cities a homestead not to exceed in value a certain sum—say one thousand dollars—not to be used for any other purpose than a homestead.

ELECTION LAWS.

There is no law fixing the time of general elections, for canvass of votes, or for contesting elections. Our election laws are too expensive and cumbersome. The Australian system should be so modified as to greatly reduce the expense. No person owning lands patented to them by the government, and not taxable, should be permitted to vote or hold office.

In view of the prospective opening of new lands to settlement, and the organization of new counties, it would be well to provide that in such counties the usual requirements as to residence as a qualification to hold office or vote, be suspended for one year after such organization, and that all bona fide settlers who are otherwise qualified, shall have the right to vote or hold office.

PRINTING.

Section 6564 of our laws makes it the duty of the Governor to issue his proclamation giving thirty days' notice of the time and place of holding elections for county and township officers and delegate in congress, and requires the same to be published in one newspaper in each county. But no appropriation was made by the legislature for paying the expense of such publication. The proclamation for the general election held last November was, published as required by law, and bills for the same have been presented but not paid for lack of an appropriation. Your attention is called to this matter for such action as you may deem proper.

Complaint is made that the fees of printers for legal publication are excessive, and that the law should be so amended as to greatly reduce the rates.

MARRIAGE AND DIVORCE.

Your attention is called to the fact that the law as it now stands, does not require a marriage license as a pre-requisite to a valid marriage. It should be so amended as to require a license. Your attention is also directed to the fact that in different statutory provisions relating to the granting of divorces, there is a conflict as to the length of residence required of the applicant. The ninety day provision should be repealed.

STATUTES.

Provision should be made for correctly codifying, publishing and indexing our statutes, including United States Constitution and Organic Act, and the several acts of congress relating to, or affecting Oklahoma.

PUNISHMENT OF CRIMINALS.

In accordance with the provisions of chapter 68 of our statutes, my predecessor in office, Governor Steele, entered into a contract with the warden of the Kansas penitentiary for the care and custody of such persons as might be convicted of penitentiary offenses in this Territory.

That contract was entered into on the 26th day of November, 1890, for a period of one year. and until terminated by notice, and provides for the payment to said warden of the sum of twenty-five cents for each callendar day for each prisoner, payments to be made quarter-yearly. The report of the warden of the penitentiary is hereto attached and marked "Exhibit J."

In this connection your attention is called to the fact that under our laws the prosecution of criminals is entirely too expensive. It is recommended that you restrict the indictment by grand juries to felonies, and such misdemeanors as are punishable by fine of more than one hundred dollars and imprisonment for a term exceeding one year, and that you authorize the prosecution of all other crimes by information.

It is also recommended that a grand jury shall consist of only twelve men, and a regular panel jury of twelve men, or less; that all regular panel jurors (except federal), shall have the same mileage allowed to sheriffs, and a per diem of one dollar and twenty five cents. Talesmen no mileage and no per diem, unless accepted as jurors. And that no per diem or mileage of witnesses on behalf of the defendant in criminal cases be allowed as costs against the city, county or Territory. That the law relating to fugitives from justice be so modified as to permit the Governor to require a recommendation from the district judge before granting a requisition, and providing that all the expenses incident to the same, and of apprehending, or endeavoring to apprehend the fugitive thereunder, be paid by the county in which the crime is committed

CARE OR INSANE PERSONS.

Following the provisions of chapter 42 of our compiled laws, Governor Steele, on the 7th day of November, 1891, entered into a contract with Mr. George C. McFarland, superintendent of the Oak Lawn Retreat for the Insane, located at Jacksonville, Illinois, by the terms of which contract and modifications thereof which I have since deemed advisable to make, our insane are being cared for at the annual charge of two hundred and eighty dollars for each patient. This pays for the board, clothing, care, medicine and medical attendance, and all other expenses of the patient while in said institution.

No complaint has ever reached me regarding the care of these unfortunates, and it is my opinion that they are being well cared for, and at an expense less than they could be cared for within the Territory at the present time. I would suggest, therefore, that the present plan be continued with the following changes:

I believe that the expense of caring for this class of persons should be collected from the estates of the patients, or their relatives, where possible. and in all other cases the expense should be borne by the county in which the patient has a legal residence. instead of by the Territory. This plan in my opinion will cause more care to be taken by the county authorities in sending patients to the asylum, and thereby reduce the number of patients to be cared for.

The law should also give the Governor the privilege of contracting with any private person, or association, as well as with the authorities of other states or territories. Mr. McFarland's report is hereto attached marked "Exhibit K" and make a part hereof.

COUNTIES AND COUNTY AFFAIRS.

It is believed that nothing retards the growth of a Territory like the creation of unnecessary indebtedness, and extravagance in the management of county affairs. The development and wealth of Oklahoma will largely depend upon good laws, administered by honest public officials, and the frugal expenditures of public moneys. Experience has shown that only a nominal salary should be allowed to prosecuting attorneys, and they should depend for their emoluments mainly on fees, dependent upon convictions on indictment or information. Say ten dollars on a conviction of a misdemeanor and twenty-five dollars for felony, when the costs are collected of the defendant, and half that sum, when by reason of the insolvency of the defendant, the county becomes liable.

It is recommended that the salaries of county clerks be abolished and that they be paid for their services in fees, and that the law requiring county clerks to appoint deputies be repealed. That the salaries of treasurers be fixed at a low rate, but graded according to wealth and population of counties, and, that for services in collecting the revenue, they be paid a given percent. of what they collect. The law should also provide that the county treasurer should deposit, subject to call, all moneys coming into his hands as such officer, with such banking institution, or association, giving ample security, as will bid the highest rate for the use of the same.

That county commissioners shall have three dollars per day for every day actually and necessarily employed in the discharge of their duties, and no other compensation, except one mileage for each term of the court. Provided, That in counties of five thousand inhabitants or less, they shall not receive pay for more than thirty days in any one year; over five thousand and less than ten thousand inhabitants, forty days; over ten thousand and less than fifteen thousand inhabitants, fifty days; over fifteen thousand and less than twenty thousand inhabitants, sixty days; over twenty thousand inhabitants, seventy days.

It is further recommended that the term of office of sheriff shall be for four years, and that he shall be ineligible to any elective office for two years after his term expires, and that this law go into effect at the next general election.

There is no law fixing the fees of coroner, or creating the office, or defining the duties, or expressly creating the office of register of deeds, or defining his duties.

There should be a law defining the county boundaries, making them political corporations, and creating officers to govern them.

You should consider the propriety of passing a law enabling two or more counties to consolidate.

A law ought to be enacted authorizing the people, under proper restrictions, to vote the issue of bonds for the erection of court houses and jails. But in view of the charges of corruption in illegal contracts, and the fraudulent issue of warrants in some of the counties, and the shameless disregard of the law in the sale of bonds already issued, by which the public debt of several of the counties has been unlawfully increased, a repeal or suspension for the period of two years, of the operation of that part of our bond laws which authorizes the counties to bond their floating debt is recommended.

A law should be passed regarding the oath of office and giving of official bonds by the county officers.

The office of probate judge is an important one to the people and should be filled by a lawyer of high character and ability.

No man should be eligible to fill that office who is not a regular practicing attorney, having a license from the supreme court of the Territory. An amendment of the law to that effect is recommended to take effect at the next election.

WORLD'S COLUMBIAN EXPOSITION.

A report has been received at this office from the Territorial commissioners of the World's Columbian Exposition, and is hereto attached and marked "Exhibit L."

A creditable exhibit should be made, and as no appropriation has heretofore been provided, such sum as seems proper to you ought to be appropriated for that purpose.

STATEHOOD.

It may be well for your respective bodies to take such action reflecting the sentiments of the people of Oklahoma with regard to our admission to statehood, as would place their desires in an appropriate manner before the congress of the United States.

RATIFICATION OF INDIAN TREATIES.

As you are aware, several Indian treaties are awaiting action by congress which, if ratified, will open large areas of land in this Territory to homestead settlement. Such steps on your part as will tend to facilitate the action of congress ought to be taken at a very early day in order that congress may understand our wishes before the session is too far advanced.

I shall be glad at any time to give you any additional information, and to aid you in any way in my power in improving our laws.

Extending to you and each of you an invitation to confer with me freely in regard to proposed legislation, the foregoing is respectfully submitted.

ABRAHAM J. SEAY, Governor.

The General Assembly adjourned at 3:50 p. m. and the Council proceeded to its chamber.

By consent the Committee on Rules was allowed to make its report.

Mr. Johnson moved

That the report be considered rule at a time.

Which motion prevailed,

And sections from one to twenty-two were read and adopted.

Section 23 being read

Mr. Merrick moved

To amend by striking out the word "words" in the last sentence and insert in lieu thereof the word "clause."

Which motion prevailed,

And the section, as amended, was adopted.

The House adjourned.

P. O. CASSIDY,
Chief Clerk.

ELEVENTH DAY.

GUTHRIE, January, 20, 1893.

House met pursuant to adjournment.

Roll call found all members present except Beatty, Greer and Stanley, all of whom reported subsequently.

House resumed consideration of rules.

Rules 24 and 25 were read and adopted.

Rule 26 was read and Mr. Pfaff moved to amend by inserting the words,

"When demanded by five members," after the words "shall be" in the last sentence.

Which amendment prevailed

And the rule was adopted.

Rules 25, 26, 27, 28, 29, 30, 31, 32, 33, 34, 35, 36, 37, 38, 39, 40 and 41 were read and adopted.

Rule 42 being read, Mr. Cunningham moved

To amend by striking out the words "location of" in subdivision 17,

Also by striking out the word "five" and inserting in lieu thereof the word "seven."

Which amendments prevailed.

In subdivision 11 the word "three" was stricken out and "seven inserted.

In subdivision 14 the word "three" was stricken out and the word "five" inserted in lieu thereof.

In subdivision 22 the word "five" was stricken out and the word "seven" inserted in lieu thereof.

The roll call being demanded by Messrs. Wimberly and Cunningham resulted in

Yeas, 24.

Nays, 2.

Allen of Canadian and Allen of Payne voting in the negative.

Mr. Cunningham moved

That section 17 of chapter 46 be substituted for rule 43 as reported by the committee.

Section 17 reads as follows:

Every bill shall be read on three separate days in each House, the two first readings may be by title, but the reading of the bill by sections, on its final passage shall in no case be dispensed with: *Provided, however,* That either House in case of emergency may by a two-thirds vote of the members present and not less than a majority of all the members elected, (entered on the Journal) suspend the operation of this section and at once pass the bill.

Which motion prevailed.

Mr. Johnson offered the following substitute to rule 45.

Rule 45. Upon a second reading of a bill the Speaker shall refer it to its appropriate committee, unless otherwise ordered by the House.

Which was adopted.

Rules 46 47 and 48 were read and adopted.

Rule 49 being read Mr. Ormsbee moved

To amend by striking out the words, "unless by way of rider."

Which motion prevailed.

Mr. Cunningham moved

To amend by adding the following to Rule 49:

"And no bill shall be placed upon its third reading without having first been referred to the committee of the whole House.

Which motion prevailed,

And the rule as amended was adopted.

Rules 50, 51, 52, 53 and 54 were read and adopted.

Rule 55 being read,

Mr. Johnson moved

To amend by striking out all that part of the rule down to the word "no" in the last sentence.

Which motion prevailed,

And the rule as amended was adopted.

Rule 56 being read

Mr. Greer moved

To strike out the words "Cushing's Manuel" and inserting the words, "Robert's Rules of Order."

Mr. Merrick moved

To amend by adding the words, "and not inconsistent with the Statutes of Oklahoma."

Which motion prevailed

And the rule as amended was adopted.

House adjourned.

AFTERNOON SESSION.

Roll call found all members present except Beatty and Pfaff, who reported subsequently.

Rules 57, 58, 59, 60, 61 and 62 were read and adopted.

Rule 63 being read Mr. Cunningham offered the following substitute:

Rule 63. No one shall be admitted to the floor of the House except members and ex-members of both Houses of the Legislature; employees in the performance of their duties; officers of the Territorial government and their families; Judges of the Supreme, District and Probate Courts and their families; the families of the members of the House; and any person upon the invitation of any member. *Provided, also,* That the authorized representatives of the press shall be admitted to the reporters' table.

Which was adopted.

The Speaker administered the following oath of office to the respective officers:

Territory of Oklahoma, ss.

I, Dan. W. Peery, as Speaker pro tem of the House of Representatives of the Legislative Assembly of the Territory of Oklahoma, do solemnly swear that I will support the constitution of the United States and the organic act of the Territory of Oklahoma, and that I will truly and impartially discharge the duties of said office to the best of my ability, so help me God.

(Signed)

DNA. W. PEERY.

Subscribed and sworn to before me this 20th day of January, A. D. 1893.

T. R. WAGGONER, Speaker.

Territory of Oklahoma, ss.

I, P. O. Cassidy, as chief clerk of the House of Representatives of the Legislative Assembly of the Territory of Oklahoma, do solemnly swear that I will support the constitution of the United States and the organic act of the Territory of Oklahoma, and that I will truly and impartially discharge the duties of said office to the best of my ability, so help me God. (Signed) P. O. CASSIDY.

Subscribed and sworn to before me this 20th day of January, A. D. 1893. T. R. WAGGONER, Speaker.

Territory of Oklahoma, ss.

I, E. L. Gay, as enrolling and engrossing clerk of the House of Representatives of the Legislative Assembly of the Territory of Oklahoma, do solemnly swear that I will support the constitution of the United States and the organic act of the Territory of Oklahoma, and that I will truly and impartially discharge the duties of said office to the best of my ability, so help me God.

(Signed) E. L. GAY.

Subscribed and sworn to before me this 20th day of January, A. D. 1893. T. R. WAGGONER, Speaker.

Territory of Oklahoma, ss.

I, Lane Fisher, as sergeant-at-arms of the House of Representatives of the Legislative Assembly of the Territory of Oklahoma, do solemnly swear that I will support the constitution of the United States and the organic act of the Territory of Oklahoma, and that I will truly and impartially discharge the duties of said office to the best of my ability, so help me God.

(Signed) LANE FISHER.

Subscribed and sworn to before me this 20th day of January, A. D. 1893. T. R. WAGGONER, Speaker.

Territory of Oklahoma, ss.

I, Miles Allen, as watchman of the House of Representatives of the Legislative Assembly of the Territory of Oklahoma, do solemnly swear that I will support the constitution of the United States and the organic act of the Territory of Oklahoma, and that I will truly and impartially discharge the duties of said office to the best of my ability, so help me God. (Signed) MILES ALLEN.

Subscribed and sworn to before me this 20th day of January, A. D. 1893. (Signed) T. R. WAGGONER, Speaker.

Territory of Oklahoma, ss.

I, James L. Mathews, as messenger of the House of Representatives of the Legislative Assembly of the Territory of Oklahoma, do solemnly swear that I will support the constitution of the United States and the organic act of the Territory of Oklahoma, and that I will truly and impartially discharge the duties of said office to the best of my ability, so help me God.

(Signed) JAMES L. MATHEWS.

Subscribed and sworn to before me this 20th day of January, A. D. 1893. T. R. WAGGONER, Speaker.

Territory of Oklahoma, ss.

I, William Wimberly, as Chaplain of the House of Representatives of

the Legislative Assembly of the Territory of Oklahoma, do solemnly swear that I will support the constitution of the United States and the organic act of the Territory of Oklahoma and that I will truly and impartially discharge the duties of said office to the best of my ability, so help me God.

W. WIMBERLY.

Subscribed and sworn to before me this 20th day of January, A. D. 1893.

T. R. WAGGONER, Speaker.

Message from Council.

COUNCIL CHAMBER,
GUTHRIE, O. T., January 20, 1893.

Mr. Speaker:

I am directed by the Council to transmit

Council Concurrent Resolution No. 3

Appointing a joint committee

Which the Council has passed and ask concurrence therein.

ED. L. DUNN,
Chief Clerk.

Council Concurrent Resolution No. 3.

COUNCIL CHAMBER,
GUTHRIE, O. T., January 19, 1893.

Resolved, By the Council of the Territory of Oklahoma, the House of Representatives concurring therein, that a committee of three on the part of the Council to act with a committee of five on the part of the House, be appointed as a joint committee on rules.

MR. FEGAN,
MR. PITMAN,
MR. PRINGEY,
Committee on part of Council.

Mr. Brennan moved

That Council Concurrent Resolution No. 3 be considered by the House as soon as soon as it had finished considering the rules.

Which motion prevailed.

Mr. Cunningham offered two new rules, to be numbered Rule 64 and Rule 65, as follows:

That the clerk of the House shall provide and prepare a calender of all bills showing the House and Council bills upon third reading, bills on second reading reported from committees, bills in hands of committees, together with date of reference, a copy of which calendar shall be furnished each member upon the morning of each legislative day.

Rule 65. When on regular order subdivision No. 9, "Bills on their passage," reached in the regular order of business, the House shall go into committee of the whole upon the calender, and consider the bills in their order; but no bill upon the calendar shall be substituted for the one under consideration.

Which were adopted.

Rules 66, 67, 68, 69, 70 and 71 were read and adopted.

Mr. Peery offered the following substitute for rule 53

Which was adopted,

Rule 53. All bills, memorials or joint resolutions reported from any standing or select committee with the recommendation that they do pass, shall be printed and a copy furnished each member of the House, unless otherwise ordered by the House.

Mr. Peery moved that the rules as a whole be adopted.

Which motion prevailed, and the rules as amended were adopted.

House Rules.

DUTIES OF THE SPEAKER.

RULE 1. He shall take the chair every day precisely at the hour to which the House shall have adjourned, shall immediately call the members to order, and on the appearance of a quorum shall cause the Journal of the preceding day to be read.

RULE 2. He shall preserve order and decorum, and speak to "points of order" in preference to other members, rising from his seat for that purpose, and he shall decide questions of order subject to an appeal to the House by any two members.

RULE 3. He shall rise to put a question, but may state it sitting.

RULE 4. Questions shall be distinctly put in this form, to-wit: "As many as are in favor of (as the question may be) say Aye," and after the affirmative voice is expressed, "As many as are opposed say No." if the Speaker doubts or a division be called for, the House shall be divided. Those in the affirmative shall first rise from their seats, and afterwards those in the negative.

RULE 5. The Speaker shall have the right to name any member to perform the duties of the Chair, but substitute shall not extend beyond an adjournment. Provided, however, if the Speaker be absent or unable to act, the actions of the Speaker pro tem shall have the same validity as those of the Speaker of the House.

RULE 6. All special committees shall be appointed by the Speaker unless otherwise especially directed by the House.

RULE 7. In all cases of a call of the yeas and nays the Speaker shall vote; in other cases he shall not be required to vote, unless the House is equally divided, or unless his vote being given to the minority will make the division equal. and in case of such equal division the question shall be lost.

RULE 8. All Acts, Addresses and Joint Resolutions shall be signed by the Speaker. and all Writs, Warrants and Subpœnas issued by the order of the House shall be under his hand and attested by the Clerk.

RULE 9. In case of any disturbance or disorderly conduct in the lobby the Speaker or Chairman of the Committee of the Whole House shall have the power to have the same cleared.

RULE 10. After the Journal is read the following order shall govern:

1. Business pending at the last previous adjournment.

2. Petitions of Remonstrance. to be offered.

3. Reports of Committees:

Ways and Means.

Judiciary.

Appropriations.

Education.

Railroads and Private Corporations.

Other Committees.

4. Resolutions laid over under Rule 34.

5. Bills to be introduced.

6. Resolutions.

7. Messages and Communications on Speaker's Table.

8. Bills and Resolutions read the second time.

9. Bills on their passage.

10. Reports in possession of the House which offer grounds for a bill are to be taken up in order that the bill may be ordered in.

RULE 11. When any member is about to speak in debate or deliver any matter to the House, he shall rise from his seat and respectfully address himself to the presiding officer, saying, "Mr. Speaker," and shall not proceed until he shall be recognized by the Chair, and shall confine himself to the question under debate, and shall avoid personalities.

RULE 12. When any member in speaking or otherwise transgresses the rules of the House the Speaker shall, or any member may call him to order, in which case the member so called to order shall immediately sit down, but may be permitted with leave of the House to explain, and the House shall, if appealed to, decide the case, but without debate; if there be no appeal, the decision of the Chair shall be submitted to.

If the decision be in favor of the member so called to order, he is at lib-

erty to proceed; if the case requires it he shall be liable to the censure of the House.

RULE 13. When two or more members happen to rise at once the Speaker shall designate the member entitled to speak.

RULE 14. No member shall speak more than once on the same question without leave of the House, nor more than twice until every member wishing to speak shall have spoken. But in all cases the member in charge of a measure under consideration shall have ten minutes in which to close the discussion before the vote is taken.

RULE 15. While the Speaker is putting any question or addressing the House, none shall walk out or across the House, or when a member is speaking shall entertain private discourse, nor while a member is speaking pass between him and the Chair.

RULE 16. No member shall vote on any question in the event of which he is personally interested, nor in any case where he was not present when the question was put, unless the Speaker again states the question.

RULE 17. Upon a division and count of the House on any question, only those members standing in their places shall be counted.

RULE 18. Every member who shall be in the House when the question is put shall give his vote, unless the House for special reasons shall excuse him; but such member must ask to be excused before commencing to take a vote on the main question.

RULE 19. When a motion is made and seconded it shall be stated by the Speaker, or, being in writing, it shall be passed to the desk and read aloud by the Clerk before debated.

RULE 20. Every motion, except subsidiary or incidental motion, shall be reduced to writing when the Speaker or any member desires it, but this exception shall not apply to motions to amend.

RULE 21. All bills, resolutions, petitions, memorials or other papers shall be accompanied by the name of the member presenting the same and also the name of the district he represents.

RULE 22. After a motion is stated by the Speaker or read by the Clerk, it shall be deemed to be in possession of the House, but may be withdrawn by leave of the House.

RULE 23. When a question is under debate no motion shall be received but to adjourn, to lie on the table, for the previous question, to postpone to a day certain, to commit or amend, to postpone indefinitely, which several motions shall have precedence in the order in which they are arranged, and no motion to postpone to a day certain, to commit or postpone indefinitely being decided shall again be allowed on the same day and at the same stage of the bill or proposition. A motion to strike out the enacting clause of a bill shall have precedence of a motion to amend, and if carried shall be equivalent to its rejection.

RULE 24. When a resolution shall be offered or a motion made to refer any subject, and different committees shall be proposed, the question shall be taken in the following order: The Committee of the Whole House, a Standing Committee, a Select Committee.

RULE 25. A motion to adjourn shall always be in order, except when a member is speaking or the House voting.

RULE 26. The previous question shall always be put in this form: "Shall

the main question now be put?" It shall only be admitted when demanded by a majority of the members present, and its effect shall be to put an end to all debate and to bring the House to a direct vote upon amendments, and then upon the main question, except that the member in charge of the measure under consideration shall have ten minutes in which to close the discussion before the vote is taken. On a motion for the previous question, and prior to seconding the same, a call of the House shall be in order demanded by five members; but after a majority have seconded such motion, no call shall be in order prior to the decision of the main question.

RULE 27. Motions to lie on the table, to adjourn and for the previous question shall be decided without debate.

RULE 28. When a question is postponed indefinitely it shall not again be acted upon during the session.

RULE 29. Any member may call for a division of the question, which shall be divided if it comprehends questions so distinct that one being taken away the rest may stand entire for the discussion of the House; a motion to strike out being lost, shall preclude neither an amendment nor a motion to strike out and insert. A motion to strike out and insert shall be deemed indivisible.

RULE 30. Motions and reports may be committed at the pleasure of the House.

RULE 31. No motion or proposition on a subject different from that under consideration shall be admitted under color of amendment.

RULE 32. When a motion shall have been once made or carried in the affirmative or negative, it shall be in order for any member voting on the prevailing side to move for the reconsideration thereof on the same or succeeding day, and such motion shall take precedence to all other questions except a motion to adjourn.

RULE 33. Petitions, Memorials and other papers addressed to the House shall be presented by the Speaker or a member in his place. A brief statement of the contents thereof shall verbally be made by the introducer and shall not be debated or decided on the day of their being first read, unless where the House shall direct otherwise, but shall lie on the table to be taken up in the order they were read.

RULE 34. A proposition requesting information from the Governor, Secretary or any other Territorial officer shall lie on the table one day for consideration, unless otherwise ordered by unanimous consent of the House, and all such propositions shall be taken up for consideration in the order they were presented immediately after the reports are called for from the select committees, and when adopted the Clerk shall cause the same to be delivered.

RULE 35. Any five members, if the Speaker be in the chair, shall be authorized to compel the attendance of absent members.

RULE 36. Upon calls of the House, or in taking the yeas and nays on any question, the names of the members shall be called alphabetically, except that "Mr. Speaker" shall be called last.

RULE 37. No member shall absent himself from the service of the House without leave, unless he be sick or unable to attend.

RULE 38. Upon a call of the House the names of the members shall be called over by the Clerk and the absentees noted, after which the names of

the absentees shall again be called over and the Sergeant-at-arms shall be directed by the Speaker to compel their attendance.

RULE 39. No committees shall sit during the sitting of the House without special leave.

RULE 40. A majority of the members shall constitute a quorum, and upon demand of any two members the "yeas and nays" shall be ordered. The members demanding the "yeas and nays" shall arise for that purpose and their names shall be entered in the Journal.

RULE 41. The hour to which this House shall stand adjourned from day to day shall be to ten o'clock A. M. and two o'clock P. M., unless otherwise ordered by the House.

RULE 42. The Standing Committees shall be as follows:

1. Ways and Means, seven members.
2. Judiciary, seven members.
3. Appropriations, five members.
4. Railroads and Private Corporations, seven members.
5. Education, seven members.
6. Regulation of Liquor Traffic, five members.
7. Agriculture, five members.
8. Municipal Corporations, seven members.
9. Asylums and Public Charities, five members.
10. Compensation of Public Officers, five members.
11. Insurance, five members.
12. Banks and Banking, five members.
13. Roads and Highways, five members.
14. Printing, five members.
15. County and Township Organizations, seven members.
16. Penitentiary and Reformatory Institutions, seven members.
17. Public Lands and Public Buildings, five members.
18. Elections and Legislative Apportionments, seven members.
19. Military, three members.
20. Engrossed bills, five members.
21. Rules, seven members.
22. Fish and game, three members.
23. Manufactories and Home Industries, five members.

ON BILLS.

RULE 43. Every bill shall receive three several readings, but no bill shall have its second and third reading on the same day, provided, however, that in case of emergency the House may by a two-thirds vote of the members present, and not less than a majority of all the members elected (entered on the Journal) suspend the operation of this rule and at once pass the bill.

RULE 44. The first reading of the bill shall be for information and if opposition be made to it the question is "shall this bill be rejected;" if no opposition be made or if the question to reject be negatived, the bill shall go to its second reading without a question.

RULE 45. Upon a second reading of the bill the Speaker shall refer it to its appropriate committee, unless otherwise ordered by the house.

RULE 46. After a bill has been committed and reported back it shall

be still considered on its second reading, after the amendment of committee has been read.

RULE 47. After the committment and the report thereof to the house, or at any time before its passage, a bill may be re-committed.

RULE 48. All bills ordered to be engrossed shall be executed in a fair round hand.

RULE 49. No amendment shall be received to any bill on its third reading, and no bill shall be placed upon its third reading without having first been referred to the committee of the whole house, except as provided by Rule 43.

RULE 50. When a bill shall pass it shall be certified by the clerk, noting the day of its passage at the foot thereof.

RULE 51. No standing rule or order of the house shall be rescinded or changed, without one day's notice being given of the motion therefor, nor shall any rule be suspended except by a vote of at least a majority of the whole house, nor shall the Order of Business as established by the rules of the house be postponed or changed except by a vote of at least a majority of the whole house.

RULE 52. It shall be in order for the Committee on Enrolled Bills to report at any time.

RULE 53. All bills, memorials or joint resolutions reported from any standing or select committee, with the recommendation that they do pass, shall be printed and a copy furnished each member of the house, unless otherwise ordered by the house.

RULE 54. When any matter is referred to the Standing Committee by motion of any member, it shall be the duty of the chairman of such Standing Committee to notify such member of the time of the sitting, upon such matter referred, and such member shall be permitted to confer with such committee during the consideration of such matter, but no one not a member of the committee shall be present when the final vote is taken on any matter under consideration.

RULE 55. No committee shall retain possession of any bill longer than ten days, except by consent of the house, but this shall not apply to the Committee on Appropriation.

RULE 56. The rules of parliamentary practice, comprised in Roberts' Rules of Order, shall govern the house in all cases where they are not inconsistent with the standing rules of this house and the joint rules of both houses and not inconsistent with the statutes of Oklahoma.

RULE 57. Joint resolutions shall not be required to be framed or treated as a bill, but shall be subject to the rules pertaining to ordinary and concurrent resolutions.

RULE 58. The chairman of a committee to which the bill is referred shall note thereon the date of its reference, and it shall be the duty of each committee to report back all bills in its hands within ten days after the order of reference, unless longer time is granted by vote of the house.

RULE 59. A majority shall constitute a quorum of each Standing Committee.

RULE 60. When a committee is called, the chairman of such committee

shall be considered as having the floor until the next committee shall be called.

RULE 61. When the house reaches the order of the "Introduction of Bills" the roll shall be called and each member in his order shall introduce such bills as he may desire.

RULE 62. No member or officer of the house shall be permitted to read newspapers within the bar of the house while the Journal is being read, nor shall any person be permitted to smoke on the floor of the house or in the galleries at any time during the session of the house.

RULE 63. No one shall be admitted to the floor of the house except members and ex-members of both houses of the legislature, employees in the performance of their duties, officers of the Territorial Government and their families, Judges of the Supreme, District and Probate Courts and their families, the families of the members of the house, and any person upon the invitation of any member. *Provided also*, That the authorized representatives of the press shall be admitted to the reporters' table.

RULE 64. That the clerk of the house shall provide and prepare a calendar of all bills, showing the house and council bills upon third reading, bills on second reading reported from committees, bills in hands of committees, together with date of reference, a copy of which calendar shall be furnished each member upon the morning of each legislative day.

RULE 65. When on regular order, subdivision 9, bills on their passage are reached in the regular order of business, the house shall go into committee of the whole upon the calendar and consider the bills in their order, but no bill upon the calendar shall be substituted for one under consideration.

ON COMMITTEE OF THE WHOLE HOUSE.

RULE 66. In forming committees of the whole house the Speaker shall leave his chair and the chairman to preside in committee shall be appointed by the Speaker.

RULE 67. Upon bills committed to the Committee of the Whole House the bill shall first be read throughout by the clerk or chairman and then read again, or debated by clauses, leaving the preamble to be last considered. After report the bill shall be again subject to be debated and amended by clauses before a question to engross it be taken.

RULE 68. All amendments made to an original motion in committee shall be incorporated in a motion and so reported.

RULE 69. All amendments made to a report committed to the Committee of the Whole House, shall be noted and reported as in case of bills.

RULE 70. In filling up blanks in a Committee of the Whole House and in the house, the largest sum, and the longest time and the highest number, shall be first put.

RULE 71. The rules of the house shall be observed in Committee of the Whole House so far as they are applicable.

T. R. WAGGONER.
Speaker of the House of Representatives.

Mr. Greer moved that Council Concurrent Resolution No. 3 on joint rules be adopted.

Which motion prevailed and

Messrs. Greer, Brennon, Peery, Cunnningham and Beatty were appointed on part of the House on Joint Rules.

The Committee on Mileage reported as follows:

We, your special Committee on Mileage, beg leave to submit the following report:

Allen of Canadian, 154 miles.

Allen of Payne, 70 miles.

Beatty, 66 miles.

Brennon, 170 miles.

Carrington, 98 miles.

Clardy, 208 miles.

Cunningham. 0.

Faris, 94 miles.

Farnsworth, 224 miles.

Greer, 0.

Johnson, 350 miles.

McDaniels, 18 miles.

Merrick, 40 miles.

Moyle, 180 miles.

Ozmun, 77 miles.

Ormsbee, 790 miles.

Peery, 80 miles.

Pfaff, 34 miles.

Rathburn, 100 miles.

Scott, 140 miles.

Stanley, 130 miles.

Stovall, 140 miles.

Stone, 56 miles.

Waggoner, 100 miles.

Wallace, 30 miles.

Wimberly, 180 miles.

D. C. FARNSWORTH,
Chairman Committee.
B. J. CLARDY,
J. M. STOVALL,
Committee on Mileage.

The report was adopted and the committee discharged.

Mr. Allen of Payne moved

That the House proceed to the election of standing committees.

Which motion prevailed, and

Mr. Allen of Payne nominated the following members:

Chairman, T. Ormsbee, J. H. Beatty, D. W. Peery, J. C. Carrington, J. W. Ozmun, J. M. Johnson, Harper S. Cunningham.

Nominations being closed and the roll being called on the election of the committee there were:

Yeas, 20.

Nays, 6.

Those voting in the affirmative:

Allen of Payne, Beatty, Brennon, Carrington, Clardy, Faris, Greer, McDaniels, Moyle, Ozmun, Ormsbee, Peery, Pfaff, Rathburn, Scott, Stanley, Stovall, Stone, Waggoner, Wallace.

Those voting in the negative:

Allen of Canadian, Cunningham, Farnsworth, Johnson, Merrick and Wimberly.

So the motion prevailed and they were declared elected.

For Committee on Ways and Means

Mr. Peery nominated:

Messrs. Brennon, J. K. Allen, J. H. Beatty, W. B. Stone. J. M. Johnson, J. J. Merrick, Harper S. Cunningham.

Nominations being closed the roll call showed:

Yeas, 15.

Nays, 11.

Those voting in the affirmative:

Allen of Payne, Beatty, Brennon, Carrington, Clardy, McDaniels, Moyle, Ozmun, Ormsbee, Peery, Rathburn, Stanley, Stone, Waggoner and Wallace.

Those voting in the negative:

Allen of Canadian, Cunningham, Faris, Farnsworth, Greer, Johnson, Merrick, Pfaff, Scott, Stovall, Wimberly.

So the motion prevailed and they were declared elected.

On Appropriations, Mr. Ormsbee nominated the following:

J. K. Allen, Chairman; J. C. Carrington, J. W. Moyle, John Pfaff and O. P. Rathburn.

Nominations being closed the roll call showed:

Yeas, 15.

Nays, 11.

Those voting in the affirmative:

Allen of Payne, Beatty, Brennon, Carrington, Clardy, McDaniels, Moyle, Ozmun, Ormsbee, Peery, Rathburn, Stanley, Stone, Waggoner and Wallace.

Those voting in the negative:

Allen of Canadian, Cunningham, Faris, Farnsworth, Greer, Johnson, Merrick, Pfaff, Scott, Stovall, Wimberly.

So the motion prevailed and they were declared elected.

For Committee on Education,

Messrs. Stone, Allen of Payne, Clardy, Merrick, Allen of Canadian, Carrington and Wallace were nominated.

The nominations being closed the roll call showed:

Yeas, 15.

Nays, 11.

Those voting in the affirmative:

Allen of Payne, Beatty, Brennon, Carrington, Clardy, McDaniels, Moyle, Ozmun, Ormsbee, Peery, Rathburn, Stanley, Stone, Waggoner and Wallace.

Those voting in the negative:

Allen of Canadian, Cunningham, Faris, Farnsworth, Greer, Johnson, Merrick, Pfaff, Scott, Stovall, Wimberly.

So they were declared elected.

For Committee on Regulation of Liquor Traffic:

D. W. Peery, J. H. Beatty, O. P. Rathburn, Frank Greer and John A. Wimberly were nominated.

The roll being called on their election there were:

Yeas, 15.

Nays, 11.

Those voting in the affirmative:

Allen of Payne, Beatty, Brennon, Carrington, Clardy, McDaniels, Moyle, Ozmun, Ormsbee, Peery, Rathburn, Stanley, Stone, Waggoner and Wallace.

Those voting in the negative:

Allen of Canadian, Cunningham, Faris, Farnsworth, Greer, Johnson, Merrick, Pfaff, Scott, Stovall and Wimberly.

So they were declared elected.

For Committee on Agriculture:

Messrs. McDaniels, Moyle, Stovall, Scott and C. H. Allen were nominated.

The nominations being closed the roll call showed:

Yeas, 15.

Nays, 11.

Those voting in the affirmative:

Allen of Payne, Beatty, Brennon, Carrington, Clardy, McDaniels, Moyle, Ozmun, Ormsbee, Peery, Rathburn, Stanley, Stone, Waggoner and Wallace.

Those voting in the negative:

Payne of Canadian, Cunningham, Faris, Farnsworth, Greer, Johnson, Merrick, Pfaff, Scott, Stovall and Wimberly.

So they were declared elected.

For Committee on Municipal Corporations:

Messrs. D. W. Peery, Beatty, Cunningham, Pfaff, Greer, Stanley and Wallace were nominated.

The roll being called on their election there were.

Yeas, 16.

Nays, 10.

Those voting in the affirmative:

Allen of Payne, Beatty, Brennon, Carrington, Clardy, McDaniels, Moyle, Ozmun, Ormsbee, Peery, Rathburn, Stanley, Stovall, Stone, Waggoner and Wallace.

Those voting in the negative:

Allen of Canadian, Cunningham, Faris, Farnsworth, Greer, Johnson, Merrick, Pfaff, Scott and Wimberly.

So they were declared elected.

For Committee on Asylums and Public Charities:

Messrs. Stanley, Stone, Clardy, McDaniels and Farnsworth were nominated.

The nominations being closed the roll call showed:

Yeas, 14.

Nays, 12.

Those voting in the affirmative:

Allen of Payne, Beatty, Brennon, Carrington, McDaniels, Moyle, Ozmun, Ormsbee, Peery, Rathburn, Stanley, Stovall, Stone, Waggoner.

Those voting in the negative:

Allen of Canadian, Clardy, Cunningham, Faris, Farnsworth, Greer, Johnson, Merrick, Pfaff, Scott, Wallace, Wimberly.

So they were declared elected.

On Compensation of Public Officers:

Messrs. Clardy, McDaniels, Scott, Stovall and Wimberly were nominated.

The roll being colled on their election there were:

Yeas, 15.

Nays, 11.

Those voting in the affirmative:

Allen of Payne, Beatty, Brennon, Carrington, Clardy, McDaniels, Moyle, Ozmun, Ormsbee, Peery, Rathburn, Stanley, Stone, Waggoner and Wallace.

Those voting in the negative:

Allen of Canadian, Cunningham, Faris, Farnsworth, Greer, Johnson, Merrick, Pfaff, Scott, Stovall and Wimberly.

So they were declared elected.

For Committee on Insurance:

Messrs. Ormsbee, Carrington, Wallace, Pfaff and Ozmun were nominated.

The nominations being closed the roll call showed:

Yeas, 16.

Nays, 10.

Those voting in the affirmative:

Allen of Payne, Beatty, Brennon, Carrington, Clardy, McDaniels, Moyle, Ozmun, Ormsbee, Peery, Rathburn, Stanley, Stovall, Stone, Waggoner and Wallace.

Those voting in the negative:

Allen of Canadian, Cunningham, Faris, Farnsworth, Greer, Johnson, Merrick, Pfaff, Scott and Wimberly.

So they were declared elected.

On Banks and Banking:

Messrs. Stovall, Moyle, Carrington, Rathburn and Wimberly were nominated.

The roll being called on their election there were:

Yeas, 15.

Nays, 11.

Those voting in the affirmative:

Allen of Payne, Beatty, Brennon, Carrington, Clardy, McDaniels, Moyle, Ozmun, Ormsbee, Peery, Rathburn, Stanley, Stone, Waggoner and Wallace.

Those voting in the negative:

Allen of Canadian, Cunningham, Faris, Farnsworth, Greer, Johnson, Merrick, Pfaff, Scott, Stovall and Wimberly.

So they were declared elected.

For Committee on Roads and Highways:

Messrs. Clardy, Ozmun, Stovall Wimerly and Farnsworth were nominated.

The nominations being closed the roll call showed:

Yeas, 15.

Nays, 11.

Those voting in the affirmative:

Allen of Payne, Beatty, Brennon, Carrington, Clardy, McDaniels, Moyle, Ozmun, Ormsbee, Peery, Rathburn, Stanley, Stone, Waggoner and Wallace.

Those voting in the negative:

Allen of Canadian, Cunningham, Faris, Farnsworth, Greer, Johnson, Merrick, Pfaff, Scott, Stovall and Wimberly.

So they were declared elected.

For Committee on Printing:

Messrs. Beatty, Carrington, Moyle, C. H. Allen and Stanley were nominated.

The nominations being closed the roll call showed:

Yeas, 15.

Nays, 11.

Those voting in the affirmative:

Allen of Payne, Beatty, Brennon, Carrington, Clardy, McDaniels, Moyle, Ozmun, Ormsbee, Peery, Rathburn, Stanley, Stovall, Stone, and Waggoner.

Those voting in the negative:

Allen of Canadian, Cunningham, Faris, Farnsworth, Greer, Johnson, Merrick, Pfaff, Scott, Wallace and Wimberly.

So they were declared elected.

The Committee on County and Township organization:

Messrs. Beatty, Allen of Payne, Carrington, Johnson, Scott, Stanley and Stone were nominated.

The nominations being closed the roll call showed:

Yeas, 16.

Nays, 10.

Those voting in the affirmative:

Allen of Payne, Beatty, Brennon, Carrington, Clardy, McDaniels, Moyle, Ozmun, Ormsbee, Peery, Rathburn, Stanley, Stovall, Stone, Waggoner and Wallace.

Those voting in the negative:

Allen of Canadian, Cunningham, Faris Farnsworth, Greer, Johnson, Merrick, Pfaff, Scott and Wimberly.

So they were declared elected.

Penitentiary and Reformatory Institutions:

Messrs, Ozmun, Ormsbee, Scott, Carrington, Moyle, Pfaff and Stanley were nominated.

The roll being called on their elections there were:

Yeas, 16.

Nays, 10.

Those voting in the affirmative.

Allen of Paane, Beatty, Brennon, Carrington, Clardy, McDaniels, Moyle, Ozmun, Ormsbee, Peery, Rathburn, Stanley, Stovall, Stone, Waggoner and Wallace.

Those voting in the negative:

Allen of Canadian, Cunningham, Faris, Farnsworth, Greer, Johnson, Merrick, Pfaff, Scott and Wimberly.

So they were declared elected.

The Committee on Public Lands and Public Buildings:

Messrs. J. K. Allen, Ormsbee, Peery, Pfaff and Farnsworth were nominated.

The nominations being closed the roll call showed:

Yeas, 17.

Nays, 8.

Those voting in the affirmative:

Allen of Payne, Brennon, Carrington, Clardy, Farnsworth, McDaniels, Moyle, Ozmun, Ormsbee, Peery, Pfaff, Rathburn, Stanley, Stovall, Stone, Waggoner and Wallace.

Those voting in the negative:

Allen of Canadian, Cunningham, Faris, Greer, Johnson, Merrick, Scott and Wimberly.

So they were declared elected.

On Elections and Legislative Appointment.

Messrs. Carrington, Ormsbee, Ozmun, McDaniels and Wallace were nominated.

The roll being called there were:

Yeas, 15.

Nays, 11.

Those voting in the affirmative:

Allen of Payne, Brennon, Carrington, Clardy, McDaniels, Moyle, Ozmun, Ormsbee, Peery, Rathburn, Stanley, Stovall, Stone, Waggoner and Wallace.

Those voting in the negative:

Allen of Canadian, Cunningham, Faris, Farnsworth, Greer, Johnson, Merrick, Pfaff, Scott, and Wimberly.

So they were declared elected.

The Committee on Military:

Messrs. Ormsbee, Wimberly and McDaniels were nominated.

The nominations being closed the roll call showed:

Yeas, 17.

Nays, 8.

Those voting in the affirmative.

Allen of Payne, Beatty, Brennon, Carrington, Clardy, McDaniels, Moyle, Ozmun, Ormsbee, Peery, Rathburn, Scott, Stanley, Stovall, Stone, Waggoner and Wallace.

Those voting in the negative:

Allen of Canadian, Cunningham, Faris, Farnsworth, Greer, Merrick, Pfaff and Wimberly.

So they were declared elected.

On Fish and Game:

Messrs. Moyle, Rathburn and Scott were nominated.

The roll being called on their elections there were:

Yeas, 17.

Nays, 9.

Those voting in the affirmative:

Allen of Payne, Beatty, Brennon, Carrington, Clardy, Farnsworth, McDaniels, Moyle, Ozmun, Ormsbee, Peery, Rathburn, Stanley, Stovall, Stone, Waggoner and Wallace.

Those voting in the negative:

Allen of Canadian, Cunningham, Faris, Greer, Johnson, Merrick, Pfaff, Scott, Wimberly.

So they were declared elected.

The Committee on Engrossed Bills:

Messrs. Brennon, Johnson, Clardy, C. H. Allen and Rathburn were nominated.

The nominations being closed the roll call showed:

Yeas, 16.

Nays, 10.

Those voting in the affirmative:

Allen of Payne, Beatty, Brennon, Carrington, Clardy, McDaniels, Moyle, Ozmun, Ormsbee, Peery, Rathburn, Stanley, Stovall, Stone, Waggoner and Wallace.

Those voting in the negative:

Allen of Canadian, Cunningham, Faris, Farnsworth, Greer, Johnson, Merrick, Pfaff, Scott and Wimberly.

So they were declared elected.

On Labor, Manufactories and Home Industries:

Messrs. Moyle, Clardy, Ozmun, Merrick and Greer were nominated.

The roll being called on their election there were:

Yeas 15.

Nays, 11.

Those voting in the affirmative:

Allen of Payne, Beatty, Brennon, Carrington, Clardy, McDaniels, Moyle, Ozmun, Ormsbee, Peery, Rathburn, Stanley, Stone, Waggoner and Wallace.

Those voting in the negative:

Allen of Canadian, Cunningham, Faris, Farnsworth, Greer, Johnson, Merrick, Pfaff, Scott, Stovall and Wimberly.

So they were declared elected.

The Committee on Railroads and Private Corporations:

Messrs. Beatty, Clardy, Ormsbee, Peery, Scott, Moyle and Wallace were nominated.

The nominations being closed the roll call showed:

Yeas, 15.

Nays, 11.

Those voting in the affirmative:

Allen of Payne, Beatty, Brennon, Carrington, Clardy, McDaniels, Moyle, Ozmun, Ormsbee, Peery, Rathburn, Stanley, Stone, Waggoner and Wallace.

Those voting in the negative:

Allen of Canadian, Cunningham, Faris, Farnsworth, Greer, Johnson, Merrick, Pfaff, Scott, Stovall and Wimberly.

So they were declared elected.

Mr. Johnson introduced

The following resolution: Be it.

Resolved, By the House of Representatives, that the Chief Clerk be instructed to have printed in pamphlet form the rules adopted by this House, and Joint Rules, and the list of committees elected, for use of the members.

Which was laid over for one day.

Mr. Allen of Payne moved

That a committee of three be appointed to secure committee rooms.

Which motion prevailed, and

Messrs. Allen of Payne, Cunningham and Merrick were appointed.

Mr. Cunningham moved

That the clerk be authorized to have a list of the House committees printed on calendar for use of members.

Which motion prevailed.

The House adjourned.

P. O. CASSIDY,
Chief Clerk.

TWELFTH DAY.

GUTHRIE, O. T. JANUARY 21, 1893.

House met pursuant to adjournment.

Roll call showed twenty-five members present, Moyle being granted leave of absence.

Prayer by Rev. Wimberly, Chaplain.

Journal read and approved.

Regular order of business.

Resolutions laid over.

Be it resolved by the House of Representatives, That the chief clerk be instructed to have printed in pamphlet form the rules adopted by this House, and the joint rules and the list of committees elected, for use of the members.

Mr. Cunningham moved

To insert the words, at the printing office having the contract from the Secretary of the Territory for the government printing.

Mr. Allen of Payne moved

To refer the resolution to the committee on printing,
And it was so ordered.

Introduction of bills.

Mr. Allen of the Sixth district introduced
House Bill No. 1,

An act to repeal Article 11, Chapter 1, entitled, "Shipmasters and Pilots," and Article 12 Chapter 1, entitled, "Ship's Managers," of the Statutes.

Read and passed to second reading.

Mr. Faris of the Eighth district introduced
House Bill No. 2,

An act compelling railroads constructed near a county seat or other towns to pass through the same.

Read and passed to second reading.

Mr. Farnsworth of the Third district introduced,

House Bill No. 3,

An act to provide for indexing the Statutes of Oklahoma.

Read and passed to second reading.

Mr. Greer of the Twenty-fifth district introduced,

House Bill No. 4,

An act relating to landlords and tenants.

Read and passed to second reading.

Mr. Merrick of the Nineteenth district introduced

House Bill No. 5,

An act for the support and regulation of common schools.

Read and passed to second reading.

Mr. Ormsbee of the First district introduced,

House Bill No. 6,

An act to amend Section 34 of Chapter 46, being paragraph 3236 of the Statutes of Oklahoma, the subject being "Legislature."

Read and passed to second reading.

Mr. Ormsbee of the First district introduced,

House Bill No. 7,

An act to repeal Section 9 of Article 7 of Chapter 25, being paragraph 1970 of the Statutes of Oklahoma, the subject being, "Crimes Against the Legislative Power."

Read and passed to second reading.

Mr. Pfaff of the Ninth district introduced,

House Bill No. 8,

An act regulating liens of judgments rendered in Probate Courts.

Read and passed to second reading.

Mr. Allen of the Twenty-first district introduced,

House Bill No. 9,

An act to fix and define criminal jurisdiction of the territorial courts and for other purposes.

Read and passed to second reading.

Message from Council announced.

Mr. Speaker:

I am directed to transmit to your honorable body

Council Bill No. 23

Which the Council passed, and ask your concurrence therein.

Respectfully yours,

ED. L. DUNN,
Chief Clerk.

Council Bill No. 23 read.

Mr. Cunningham moved

To suspend the rules and read

Council Bill No. 23

Second time by title and refer it to Committee of the Whole House.

On a call of the roll the motion prevailed, the voting being:

Yeas, 21.

Nays, 3.

Those voting in the affirmative were:

Allen of Canadian, Allen of Payne, Beatty, Brennon, Carrington, Clardy, Cunningham, Faris, Farnsworth, Johnson, McDaniels, Ozmun, Ormsbee, Pfaff, Scott, Stanley, Stovall, Waggoner, Wallace, Wimberly.

Those voting in the negative were:

Peery, Rathburn, Stone.

Mr. Cunningham moved to make

Council Bill No. 23

A special order for 2 o'clock p. m. today.

Mr. Farnsworth moved as a substitute

To make it a special order for Monday at 2 o'clock p. m.

Mr. Scott moved as an amendment

That the House do now resolve itself into a Committee of the Whole for the immediate consideration of

Council Bill No. 23.

The roll call showed:

Yeas, 13.

Nays, 12.

Those voting in the affirmative were:

Allen of Canadian, Clardy, Faris, Greer, McDaniels, Merrick, Ormsbee, Peery, Rathburn, Scott, Stanley, Stone, Wallace.

Those voting in the negative were:

Allen of Payne, Beatty, Brennon, Carrington, Cunningham, Farnsworth, Johnson, Ozmun, Pfaff, Stovall, Waggoner, Wimberly.

So the motion prevailed

And the House went into Committee of the Whole with Mr. Beatty in the chair.

At 12 m. the committee rose and Mr. Beatty, chairman, reported progress and asked leave to sit again At 2 o'clock p. m. Monday.

Mr. Cunningham moved

That the request be granted,

And a vote being taken the motion was lost.

Merrick, Allen of Canadian, Stanley, Pfaff, Stovall, Brennan, Carrington and Farnsworth were granted leave of absence until Monday.

Mr. Cunningham introduced the following resolution and moved its adoption:

Resolved, That the Speaker be and he hereby is directed to request the Secretary of State to furnish for the use of the House:

One copy Revised Statutes U. S.

One copy second supplement Statutes U. S.

One copy Gould & Tucker's Note Statutes U. S.

The resolution was adopted.

Mr. Wimberly moved

That the House do now adjourn until 2 o'clock p. m.

Which motion prevailed,

And the House adjourned until 2 o'clock p. m.

AFTERNOON SESSION.

The roll being called twelve members answered to their names, the absentees being:

Allen of Canadian, Brennan, Carrington, Farnsworth, Merrick, Moyle, Ozmun, Pfaff, Stanley, Stovall, Greer, Ormsbee and Wallace.

No quorum present.

Mr. Johnson moved

That House Rule 35 be enforced.

Motion prevailed.

Messrs. Greer, Ormsbee and Wallace reported.

Quorum present.

Moved by Mr. Cunningham

That the House resolve itself into Committee of the Whole for the consideration of

Council Bill No. 23.

Roll being called showed

Yeas, 6.

Nays, 9.

So the motion was lost.

Those voting in the affirmative were:

Cunningham, Faris, Greer, Johnson, Scott, Wimberly.

Those voting in the negative were:

Allen of Payne, Beatty, Clardy, McDaniels, Peery, Rathburn, Stone, Waggoner, Wallace.

Mr. Wallace moved

That the House do now adjourn until 10 o'clock a. m. Monday, January 23, 1893.

The roll being called showed:

Yeas, 9.

Nays, 6.

Those voting in the affirmative were.

Allen of Payne, Clardy, Greer, McDaniels, Peery, Rathburn, Waggoner, Wallace.

Those voting in the negative were:

Cunningham, Faris, Scott, Stone, Wimberly.

So the motion prevailed,

And the House adjourned until 10 o'clock a. m., Monday, January 23, 1893.

P. O. CASSIDY,
Chief Clerk.

FOURTEENTH DAY.

GUTHRIE, O. T., January 23, 1893.

House met pursuant to adjournment.

Roll call showed twelve (12) members present.

Those absent:

Allen of the Sixth district, Brennon, Carrington, Cunningham, Farnsworth, Greer, Peery, Pfaff, Stanley, Stovall, McDaniels, Merrick, Wallace and Moyle.

No quorum.

Mr. Allen of the Twenty-first district moved

That the House do now adjourn until 2 o'clock p. m.

Motion prevailed and

The House adjourned until 2 o'clock p. m.

AFTERNOON SESSION.

2 o'clock p. m.

House met pursuant to adjournment.

Roll call showed 17 members present.

Those absent: Brennon, Carrington, Farnsworth, Moyle, Stanley and Stovall, all of whom reported during the session.

Journal read and approved.

Regular order.

Business left over.

Mr. Wimberly moved

That the House resolve itself into a committee of the whole to consider

Council Bill No. 23.

Roll call showed:

Yeas, 17.

Nays, 2.

Those voting in the affirmative:

Allen of the Twenty-first district, Beatty, Clardy, Cunningham, Faris, Greer, Johnson, McDaniels, Merrick, Ozmun, Peery, Pfaff, Scott, Stone, Wallace, Wimberly and Mr. Speaker.

Those voting in the negative:

Ormsbee and Rathburn.

So the motion prevailed and

The House resolved itself into a committee of the whole.

At 6 o'clock p. m. the committee rose and the chairman of the committee reported the following amendments to

Council Bill No. 23,

With the recommendation that the bill as amended do pass:

Section 2. Amended as follows:

The words, "During the session," where they occur in the fourth line, stricken out and the words: "when actually and necessarily employed," inserted in lieu thereof.

Section 3. Amended as follows.

The words "four dollars" were stricken out and the words "three dollars" inserted in lieu thereof.

Section 4. Amended as follows:

By inserting after the word "serve," in the sixth line, "He shall also perform the duties of doorkeeper."

Section 5. Amended as follows:

First. After the word "Appointed" in the third line, the following:

"The clerk of the Judiciary Committee of the respective branches shall be a skilled stenographer and typewriter and receive five dollars per day, which shall include the expenses of all stenographic books and the use of typewriting machine.

Second. The word "such" is stricken out in the sixth line and the word "others" inserted in lieu thereof:

Section 6. Amended as follows:

After the word "additional" in the second line the word "committee," was inserted.

Section 7. Stricken out.

Section 8. Amended as follows:

Words "two dollars and fifty cents," in the third line stricken out and the words "three dollars and fifty cents" inserted in lieu thereof.

Section 9. Amended as follows:

The words "in the manner presented by the rules of each house," beginning in the third line and ending in the fourth line thereof, were stricken out.

Section 11. Amended as follows:

By adding thereto the following: And that the following words in section eight (8) of chapter forty-six (46) which reads as follows:

"Each house may employ such subordinate officers as it may by special act provide, which special act expires with the end of each session, unless otherwise expressed in the act,"

Be and the same are hereby repealed,

Mr. Pfaff moved

That the report of the committee be adopted.

The roll call showed:

Yeas, 21.

Nays, 3.

Those voting in the affirmative:

Allen of Payne, Beatty, Brennon, Carrington, Clardy, Farnsworth, Greer, McDaniels, Merrick, Moyle, Ozmun, Ormsbee, Peery, Pfaff, Rathburn, Scott, Stanley, Stovall, Stone, Waggoner and Wallace.

Those voting in the negative:

Cunningham, Faris and Wimberly.

So the report was adopted.

The Speaker presented to the House

A petition of contest in the case of J. W. Klinglesmith against J. M. Stovall, Representative from the Fifteenth district.

Read by the clerk.

Mr. Cunningham moved

That the petition be referred back to contestant.

The Speaker ruled motion out of order.

Mr. Cunningham appealed.

Roll call ordered and the Speaker was sustained by a vote of:

Yeas, 14.

Nays, 7.

Those voting in the affirmative:

Allen of Payne, Beatty, Brennon, Carrington, Clardy, Faris, McDaniels, Moyle, Ozmun, Ormsbee, Peery, Rathburn, Stone, Wallace.

Those voting in the negative:

Cunningham, Greer, Merrick, Pfaff, Scott, Stanley, Wimberly.

Those absent were:

Allen of the Sixth district, Farnsworth, Johnson.

Those present and not voting were:

Stovall and Mr. Speaker.

The Speaker then ordered the clerk to file the petition of contest, Which was done.

On motion of Mr. Merrick

The House adjourned until 10 o'clock tomorrow.

P. O. CASSIDY,
Chief Clerk.

FIFTEENTH DAY.

GUTHRIE, January 24, 1893.

House met pursuant to adjournment.

Roll call showed twenty-four members present.

Allen of the Sixth district and Johnson absent on leave of House.

Prayer by Chaplain, Rev. Wimberly.

Journal read and approved.

Business pending at last adjournment called up.

Council Bill No. 23 and amendments as reported from Committee of Whole House taken up.

Mr. Cunningham raised the point of order that no other business could be transacted while a contest was pending unless otherwise ordered by a three-fourths vote of the House.

Point of order sustained by the chair.

Mr. Ormsbee moved

To defer the contest proceedings and proceed to a consideration of Council Bill No. 23.

Roll call showed:

Yeas, 21.

Nays, 2.

Those voting in the affirmative were:

Allen of Payne, Beatty, Brennon, Carrington, Clardy, Faris, Farnsworth, Greer, McDaniels, Merrick, Moyle, Ozmun, Ormsbee, Peery, Pfaff, Rathburn, Scott, Stanley, Stone, Waggoner, Wallace.

Those voting in the negative were:

Cunningham, Wimberly.

Three-fourths of the members having voted yea on the motion it prevailed and the contest was deferred to the consideration of

Council Bill No. 23.

Mr. Ormsbee moved

To a consideration of

Council Bill No. 23 and amendments
As reported from Committee of the Whole.
Motion carried.

Mr. Peery moved

To amend Section 10 as follows:

Provided further, That a sufficient sum of money be appropriated from the Territorial treasury to pay the parties who acted as temporary officers of each House when such accounts are approved by the presiding officers and clerks of their respective Houses.

The roll being called resulted:

Ayes, 18.

Nays, 5.

Those voting in the affirmative were:

Allen of Payne, Brennon, Carrington, Farnsworth, Greer, McDaniels, Merrick, Moyle, Ozmun, Ormsbee, Peery, Pfaff, Rathburn, Scott, Stanley, Stovall, Stone, Wallace.

Those voting in the negative were:

Beatty, Clardy, Cunningham, Faris, Waggoner.

So the amendment was adopted.

Mr. Peery moved

As a substitute to all amendments to Section 11 the following, to be affixed to said section:

"This act shall not expire on adjournment of this session of the Legislative Assembly, but continue to be in force until repealed by Legislative enactment and."

Mr. Cunningham moved

To amend motion that the amendments to Section 11 considered in Committee of the Whole be stricken out.

Ruled out of order.

Roll call on Mr. Peery's substitute showed:

Yeas, 16.

Nays, 7.

Those voting in the affirmative were:

Cunningham, Faris, Farnsworth, Greer, McDaniels, Merrick, Moyle, Peery, Pfaff, Rathburn, Scott, Stanley, Stovall, Stone, Waggoner, Wallace.

Those voting in the negative were:

Beatty, Brennon, Carrington, Clardy, Ozmun, Ormsbee, Wimberly.

So the substitute was adopted.

Mr. Pfaff moved

To amend Section 11 by adding the words, "and approval," after the word "passage."

Motion carried.

Mr. Ormsbee moved

To reconsider the vote on Mr. Pfaff's amendment to add the words, "and approval," after the word "passage."

Roll call showed:

Yeas, 14.

Nays, 10.

Those voting in the affirmative were:

Allen of Payne, Beatty, Carrington, Clardy, McDaniels, Moyle, Ozmun, Ormsbee, Peery, Rathburn, Scott, Stone, Waggoner, Wallace.

Those voting in the negative were:

Brennon, Cunningham, Faris, Farnsworth, Greer, Merrick, Pfaff, Stanley, Stovall, Wimberly.

So the motion prevailed and the vote was reconsidered.

The amendment being again put the roll call showed:

Yeas, 13.

Nays, 11.

Those voting in the affirmative were:

Brennon, Cunningham, Faris, Farnsworth, Greer, McDaniels, Merrick, Pfaff, Scott, Stanley, Stovall, Wallace, Wimberly.

Those voting in the negative were:

Allen of Payne, Beatty, Carrington, Clardy, Moyle, Ozmun, Ormsbee, Peery, Rathburn, Stone, Waggoner.

So the amendment was adopted.

Mr. Greer moved

To suspend the rules, consider engrossed, read a third time by title and placed upon its passage.

Roll call showed:

Yeas, 19.

Nays, 4.

Those voting in the affirmative:

Allen of Payne, Brennon, Carrington, Clardy, Faris, Farnsworth, Greer, McDaniels, Moyle, Ozmun, Ormsbee, Peery, Pfaff, Rathburn, Scott, Stanley, Stovall, Stone and Waggoner.

Those voting in the negative:

Cunningham, Merrick, Wallace and Wimberly.

So the rules were suspended.

The question being:

Shall the bill pass?

Roll call showed:

Yeas, 21.

Nays, 3.

Those voting in the affirmative were:

Allen of Payne, Beatty, Brennon, Carrington, Clardy, Faris, Farnsworth, Greer, McDaniels, Merrick, Moyle, Ozmun, Ormsbee, Peery, Pfaff, Rathburn, Scott, Stanley, Stovall, Stone and Wallace.

Those voting in the negative:

Cunningham, Waggoner and Wimberly.

So the bill passed.

The title of the bill was then agreed to.

The contest of J. W. Klinglesmith against J. M. Stovall, representative from the Fifteenth district, was next called up.

Br. Brennon moved

That the contest be referred to a committee of five (5) to be selected by the chair.

Mr. Ormsbee moved

To amend by adding the words:

Who shall proceed to receive the evidence of the contestee and report the same to the House.

Mr. Cunningham moved

The following substitute:

That the complaint or petition be rejected for the reason that no evidence was filed in this House within the five (5) days required by law and for the reason that the entire proceeding of the contestant is illegal.

On motion of Mr. Pfaff the House adjourned until 2 p. m.

AFTERNOON SESSION.

House met pursuant to adjournment at 2 p. m.

Roll call showed 21 members present.

Mr. Cunningham's substitute

To reject contest of Klinglesmith against Stovall read.

Previous question demanded on Mr. Cunningham's substitute.

Call of the House was demanded.

Roll call found all present except

Messrs. Greer and Stovall.

Mr. Wimberly moved

To dispense with further call.

Roll call on previous question showed:

Yeas, 17.

Nays, 5.

Those voting in the affirmative:

Allen of the Twenty-first district, Beatty, Carrington, Clardy, Cunningham, Faris, Farnsworth, Greer, Merrick, Ozmun, Ormsbee, Peery, Pfaff, Scott, Stanley, Wallace and Wimberly.

Those voting in the negative:

Brennon, McDaniels, Rathburn, Stone and Mr. Speaker.

So the previous question was ordered.

The main question was then put and the roll being called showed:

Yeas, 12.

Nays, 11.

Those voting in the affirmative were:

Clary, Cunningham, Faris, Farnsworth, Greer, Merrick, Moyle, Pfaff, Scott, Stanley, Wallace and Wimberly.

Those voting in the negative:

Allen of the Twenty-first, Beatty, Brennon, Carrington, McDaniels, Ozmun, Ormsbee, Peery, Rathburn, Stone and Mr. Speaker.

So the substitute was adopted and the complaint of contestant rejected.

Mr. Peery offered

The following resolution and moved its adoption:

WHEREAS, Many members of this House are suffering from bad colds, asthma, bronchitis and other bodily afflictions that can be directly attributed to the condition of this room. Therefore be it

Resolved, That the Secretary of the Territory be requested to furnish other quarters for the meetings of this assembly for the next ten days.

The roll being called on the adoption of the resolution showed

Yeas, 11.

Nays, 13.

Those voting in the affirmative:

Allen of the Twenty-first district, Cunningham, Farnsworth, McDaniels, Moyle, Ormsbee, Peery, Pfaff, Rathburn, Scott, Stanley.

Those voting in the negative:

Beatty, Brennon, Carrington, Clardy, Faris, Greer, Merrick, Ozmun, Stovall, Stone, Wallace, Wimberly and Mr. Speaker.

So the resolution was rejected.

Regular order of business.

Mr. Allen of the Twenty-first district offered

A petition of taxpayers of his district relative to the improvements on leased school lands. Mr. Waggoner also offered a petition from taxpayers of Cleveland county on same subject.

The introduction of bills being in order

Mr. Allen of the Twenty-first district introduced

House Bill No. 10,

Being an act to exempt real and personal property from forced sale, and for other purposes.

Read first time.

Mr. Beatty introduced

House Bill No. 11,

Being an act to repeal section 570 of Chapter 15, and to regulate city elections.

Read first time.

Mr. Beatty introduced

House Bill No. 12,

Being an act to provide liens of laborers and others.

Read first time.

Mr. Beatty introduced

House Bill No. 13,

Being an act providing for the publication of all bills and resolutions becoming a law through the legislative power of the Second General Assembly of the Territory of Oklahoma.

Read first time.

Mr. Clardy introduced

House Bill No. 14,

Being an act for the collection of taxes.

Read first time.

Mr. Cunningham introduced
House Bill No. 15,

By request, being an act regulating the abstract business of the Territory of Oklahoma.

Read first time.

Mr. Farnsworth introduced
House Bill No. 16,

Being an act relating to liens.

Read first time.

Mr. Scott introduced
House Bill No. 17,

Being an act to extend the time for the collection of taxes in Lincoln county.

Read first time.

Message from Council announced:

Concurrent Resolution No. 4,

Being a memorial to congress asking the repeal of that portion of the acts of February 13, 1891, and March 3, 1891, requiring settlers upon lands formerly included within the Iowa, Sac and Fox, Pottawatomie and Cheyenne reservations to pay \$1.25 and \$1.50 per acre for said lands before receiving patent thereto.

Read in full.

Mr. Pfaff moved

That the house concur in the memorial.

Roll call showed:

Yeas, 23.

Nays, 2.

Those voting in the affirmative:

Allen of the Sixth district, Allen of the Twenty-first district, Brennon Carrington, Clardy, Cunningham, Faris, Farnsworth, Greer, McDaniels, Merrick, Moyle, Ozmun, Peery, Pfaff, Rathburn, Scott, Stanley, Stovall, Stone, Wallace, Wimberly and Mr. Speaker.

Those voting in the negative were:

Beatty and Ormsbee.

So the resolution was concurred in.

Mr. Wimberly moved

A suspension of the rules and read all bills second time by title and refer them to the proper committees.

Which motion prevailed, and

House Bill No. 1,

House Bill No. 3,

House Bill No. 4,

House Bill No. 7,

House Bill No. 8,

House Bill No. 9,

House Bill No. 10,

House Bill No. 12,

House Bill No. 13,
House Bill No. 15 and
House Bill No. 16,

Were read second time and referred to Judiciary Committee.

House Bill No. 2,

Read second time and referred to Railroad Committee.

House Bill No. 5,

Read second time and referred to Committee on Education.

House Bill No. 11,

Read second time and referred to Committee on Municipal Corporations.

House Bill No. 14,

Read second time and referred to Committee on Ways and Means.

Mr. Cunningham moved

That House Bill No. 17,

Be referred to committee of the whole and that the House resolved itself into committee of the whole for consideration of the same.

Motion prevailed and the House went into committee of the Whole with Mr. Greer in the chair.

At 3:40 o'clock p. m. the committee rose and reported through its chairman that the committee referred the bill back to the House without action thereon, for the reason that the same did not comply with the Statutes of Oklahoma.

Report adopted.

Mr. Pfaff moved

To refer Bill No. 17 to the Judiciary Committee.

Carried, and the bill was so referred.

On motion the House adjourned.

P. O. CASSIDY,
Chief Clerk.

SIXTEENTH DAY.

GUTHRIE, O. T., January 25, 1893.

House met pursuant to adjournment.

Roll call found all members present except:

Allen of Sixth district, Beatty, Græer, Johnson and Moyle.

Prayer by Chaplain.

Journal read and approved.

Message from Council.

COUNCIL CHAMBER,
GUTHRIE, O. T., January 24, 1893.

Mr. Speaker:

I am directed by the Council to inform your honorable body that the Council does not concur in

House Amendment No. 1

To Section 11 of

Council Bill No. 23.

Very Respectfully,
ED. L. DUNN,
Chief Clerk.

Regular order.

Petitions presented by Allen of the Twenty-first district from persons upon school lands.

Referred to Committee on Public Lands and Public Buildings.

Petition of same character referred to same committee.

Committee on Joint Rules reported as follows:

Joint Rules.

RULE 1. Each House shall, as soon as organized, report that fact to the other House; and the two Houses shall, by joint committee, inform the Governor that they are ready to receive any communication he may have to make.

RULE 2. In joint convention of the two Houses, the President of the Council shall preside.

RULE 3. It shall be in the power of either House to amend any amendment made by the other, to any bill or resolution.

RULE 4. Whenever either House shall amend a measure, and the other House shall refuse to concur in and adopt the amendment, the House which has adopted such amendment shall either insist on, or recede from the same. In case a motion to insist on the amendment be decided in the negative, such action shall be deemed a receding from the amendment, and so entered upon the journal of such House. In case the amendment is insisted upon, the House so insisting shall request a committee of conference on the subject of disagreement, and shall appoint a committee therefor. The other House shall thereupon appoint such committee. Unless another number is specified in said request, such committee shall consist of three members from the House and two from the Council. They shall meet at a convenient time, to be agreed upon by their Chairman, and having conferred freely, each shall report to their respective House the result of their conference. In case of agreement, the report shall be first made, with the papers referred accompanying it, to the House which refused to concur, and there acted upon; and such action shall be immediately reported to the Secretary or Clerk to the other House, the papers referred accompanying the message. In case of disagreement of conference committee, the papers shall remain with the house which insisted on the amendment. The agreeing report of a conference committee shall be made, read and signed in duplicate by all the members of the committee, or by a majority of those of each House, one of the duplicates being retained by the committee of each House. Should either House disagree to the report of the committee, such House shall appoint a second committee, and request a further conference, which shall be acceded to by the other House before adhering. The motion for a committee of conference

and the report of such committee, shall be in order at any time. When both Houses shall have adhered to their disagreement, a bill or resolution is lost.

RULE 5. When a message shall be sent from one House to the other, it shall be announced at the door of the House to which it is sent by the door-keeper thereof, and shall be respectfully communicated to the Chair by the person by whom it is sent.

RULE 6. All messages between the two Houses shall be communicated by the Chief Clerk through the messenger or his assistants.

RULE 7. When a bill shall have passed both Houses it shall be duly enrolled by the Enrolling Clerk of the House in which it originated, and the fact of its origin shall be certified by the endorsement of the Clerk thereof.

RULE 8. When bills are enrolled they shall be examined by a Joint Committee of two from the Council and two from the House, who shall be a Standing Committee for that purpose, and who shall carefully compare the enrollment with the engrossed bills, as passed in the Houses, correct any errors therein, and make report thereof forthwith to their respective Houses.

RULE 9. After the report, each bill shall be signed, first by the Speaker of the House and then by the President of the Council, in the presence of their respective Houses.

RULE 10. After the bill shall have been thus signed in each House it shall be forthwith presented by said committee to the Governor for his approval, and they shall forthwith report the day of presentation, which shall be entered upon the Journal of the House in which the bill originated.

RULE 11. All orders, resolutions, memorials, or other votes, which are to be presented to the Governor for his approval, shall be enrolled, examined, signed, and presented in the same manner as bills.

RULE 12. When any bill, resolution or memorial, which shall have passed in one House, is rejected, or adopted in the other, notice of such action shall be given the House which passed the same. And each bill, resolution or memorial shall have properly endorsed thereon, at time of its transmission, a statement, signed by the Clerk, of the action which has been taken thereon by the House transmitting the same, with the dates thereof.

RULE 13. When a bill, resolution or memorial, shall have passed one House and is rejected in the other, it shall not again be introduced during the session without five day's notice, and leave of a majority of all the members elected to the House in which it is sought to re-introduce that bill or resolution.

RULE 14. Each House shall transmit to the other, with any bill, resolution or memorial, all papers upon which the same shall be founded.

RULE 15. When any report, bill or resolution shall be ordered printed, by either House, without stating the number, one hundred copies shall be printed for the use of both Houses, but when any bill or resolution which may have passed one House is ordered printed by the other, a greater number of copies shall not be printed than one hundred.

RULE 16. It shall be the duty of the Chief Clerk of the House of Representatives, and the Clerk of the Council, when any document, except bills

and resolutions, is ordered to be printed in their respective Houses, forthwith to communicate such order to the other House.

RULE 17. In all elections in Joint Convention of the two Houses, the names of all the members shall be arranged in alphabetical order, and they shall be called upon to vote in the order in which they stand arranged.

RULE 18. It shall be the duty of the Committee on Claims in each House to keep a book of record, in which shall be entered each claim for money against the Territory referred to them, whether presented in favor of private persons, or municipal or other corporations, entering therein the name of the claimant, the amount of the claim, and the grounds thereof, with a note of the evidence offered in support of the same, and the final conclusion of the committee thereon. At the close of the session, said book of record shall be deposited with the Auditor of the Territory, to be kept by him; and he shall provide an index, showing the name of the claimants recorded therein. At any subsequent session the same shall be delivered, when desired, to the like committee having jurisdiction of such claims, and shall always be open to the examination of said committee of either House.

RULE 19. The Chief Clerk of the House and Chief Clerk of the Council shall endorse on every bill and joint or concurrent resolution, respectively, a brief history of such bill or resolution, introduced or coming into their respective Houses, showing when and by whom the bill was introduced, or when received, its several readings and references, when reported and the recommendation, the fact of amendment (if amended), its engrossment, final reading and disposition thereof, stating the number of yeas and the number of nays thereon. The Chief Clerk and Secretary shall respectively sign such history of the bill or resolution in his House, before he transmits the same to the other House.

RULE 20. When amendments are made in one House to a bill or joint resolution originating in the other, or where amendments are made in one House to amendment made in the other, it shall require a vote of a majority of all the members elected to either House, on the call of the yeas and nays, to adopt said amendment on its final passage.

RULE 21. In joint convention of the two Houses, the previous question shall be in the usual form, and when sustained by a majority of the members present, it shall cut off all debate or amendment, and bring the convention to a direct vote; but the vote shall be taken on all pending amendments in their order, until the main question is reached.

RULE 22. When a bill proposes to amend any section, chapter or act, the title shall read as follows: "An act relating to ———, and amendatory of section ———, of chapter ———, of the Statute of Oklahoma," filling the blanks with the proper subject, section and chapter.

RULE 23. When a bill proposes to repeal any section, chapter or act, and has no other object, the title shall be as follows: "An act to repeal section ———, chapter ———, of the Statutes of Oklahoma, relating to ———," filling the blanks with the proper subject, section or chapter.

RULE 24. Bills that have passed one House and are up on their third reading in the other House shall have precedence over bills originating in that House.

RULE 25. These rules may be changed or suspended, by concurrent resolution, on a vote of two-thirds of the members present in each House.

FRANK H. GREER,

R. C. BRENNAN,

D. W. PEERY,

HARPER S. CUNNINGHAM,

J. H. BEATTY,

On the Part of the House.

O. R. FEGAN,

J. C. PRINGEY,

L. G. PITMAN,

On the Part of the Council.

Mr. Wimberly moved

The report of the Committee on Joint Rules be adopted.

The roll being called there were:

Yeas, 19.

Nays, none.

Messrs. Beatty, Cunningham, Johnson, Ozmun, Ormsbee, Peery and Wimberly being absent and not voting.

Mr. Allen of the Sixth district moved

That the clerk be instructed to have the House and Joint Rules printed.

Which motion prevailed.

Council Bill No. 23

Being called up, the clerical error was corrected and the bill returned to the Council.

Introduction of bills.

House bill No. 18

By Allen of the Twenty-first district.

Read and referred to Committee on Liquor Traffic under suspension of rules.

Read and referred to Liquor Committee.

An act to provide for local option by counties, prescribe penalties for violations thereof and for other purposes.

House Bill No. 19

By Mr. Brennan.

An act to amend the divorce laws of the Territory of Oklahoma.

Read and referred to Judiciary Committee under suspension of rules.

House Bill No. 20,

By Mr. Wallace of the Twenty-second district.

An act to prevent any person, save and except regular licensed attorneys, from receiving fees or pay for practicing in the courts of the Territory of Oklahoma.

Read and referred to Committee on Judiciary under suspension of rules.

Mr. Brennan introduced the following resolution, which was made a special order for 2 p. m.:

To the Honorable Senate of the United States:

WHEREAS, It having come to the notice of the Legislature of Oklahoma that the bill as it passed the House of Representatives of Congress on Saturday, January 14, 1893, being a bill for the opening of the Cherokee Strip to homestead settlement, and provides among other things that (Section 8): "No person who has heretofore made homestead entry of any Indian lands heretofore opened to settlement within the limits of the Territory of Oklahoma, or who has occupied or set up claim to any of such lands shall be allowed to homestead or otherwise hold any of the lands embraced in the agreement ratified by this act unless he or she, as the case may be, has lost the same by due process of law upon contest or otherwise." And this body being in a position to know, begs leave to submit reasons for a change in this section, in that a grave injustice may not be done to many of our deserving people who

have filed and lost their homes. The pioneer, though courageous, is often poor, and through poverty forced to abandon his or her home after making a noble struggle for the preservation of the same. Section 8 provides not alone the loss of homestead rights, but the right of obtaining townsite property as well, as follows: "Holding any of the lands embraced in the agreement." While we do not believe it to be the intent of Congress to make crime and poverty synonymous, yet a sooner is no more debarred than he who is poor under the restrictions of Section 8, providing his poverty has caused him to release his home. Therefore, be it

Resolved, By the House of Representatives of Oklahoma, the Council concurring, that you be asked to add to Section 8 the following proviso: *Provided*, That persons who have filed on lands heretofore, and who have been forced to release the same through sickness or poverty, shall have their rights restored in the Cherokee Strip and other Indian lands that may be hereafter opened to settlement, and that those who by reason of having taken lands by preemption, and who have lost the same through sickness or poverty, shall be entitled to homestead rights the same as other homesteaders as provided for in this bill, and that those who having taken tree claims and who set out trees as provided by the law governing tree claims, and who through poverty or sickness have lost the same, shall be entitled to homestead rights the same as other homesteaders as provided for in this bill.

Resolved, That this preamble and resolution be immediately forwarded to the Senate of the United States upon its passage.

House adjourned.

AFTERNOON SESSION.

Roll call found all members present except Mr. McDaniels.

Mr. Beatty moved

That a joint committee on enrolling bills be elected and nominated for such committee,

Allen of the Twenty-first district, Pfaff and Carrington,

To act with a committee of the Council on enrolling bills.

Roll call on committee showed:

Yeas, 18.

Nays, 3.

Those voting in the affirmative were:

Beatty, Brennon, Carrington, Clardy, Faris, Farnsworth, Greer, Moyle, Ozmun, Ormsbee, Peery, Pfaff, Rathburn, Scott, Stanley, Stovall, Stone, Mr. Speaker,

Those voting in the negative were:

Cunningham, Wallace, Wimberly.

So the motion was adopted and the committee elected.

Mr. Pfaff excused until to-morrow.

Regular order.

Mr. Farnsworth, by request, introduced

House Bill No. 21,

Being an act to repeal Sections 2088, 2095, 2110, of the Statutes of Oklahoma, and to enact a substitute therefor in relation to homicide and its punishment.

Read and referred to Judiciary Committee on suspension of rules.

Mr. Farnsworth introduced

House Bill No. 22,

An act to repeal Sections 2437, 2439 and 2441 of the Statutes of Oklahoma concerning concealed weapons, and to enact a substitute therefor.

Read and referred to Judiciary Committee on suspension of rules.

Mr. Peery of the Twelfth district, introduced

House Bill No. 23,

Being an act defining the head of a family, exempting property from forced sale, and prescribing the manner in which individuals may avail themselves of exemptions, and for other purposes.

Read and referred to Judiciary Committee under suspension of rules.

Mr. Brennan's resolution was taken up and considered, and on motion was laid on the table indefinitely.

Mr. Peery moved,

That the chief clerk be instructed to have the House Calendar for each day printed for use of the members.

Motion carried.

House adjourned.

P. O. CASSIDY,
Chief Clerk.

SEVENTEENTH DAY.

GUTHRIE, January 26, 1893.

House met pursuant to adjournment.

Roll call found all present except
Cunningham, Greer, Johnson and Stone, who reported subsequently.

Prayer by Chaplain.

Journal read and approved.

Message from Council.

Regular order.

By request Judiciary Committee was excused until 2 p. m.

Introduction of bills.

Mr. Ormsbee of the First district introduced

House Bill No. 24,

Being an act to amend section 4 of chapter 75, entitled:

"Revenue," being paragraph 6134 of the Statutes of Oklahoma.

Mr. Ormsbee Moved

To suspend rules and read bill second and third times by title and
place it upon its passage.

Roll call showed:

Yeas, 10.

Nays, 15.

Allen of Twenty-first district not voting.

Those voting in the affirmative:

Beatty, Carrington, Clardy, McDaniels, Moyle, Ozmun, Ormsbee,
Rathburn, Scott, Wallace.

Those voting in the negative:

Allen of Sixth district, Brennon, Cunningham, Faris, Farnsworth
Greer, Johnson, Merrick, Peery, Pfaff, Stanley, Stovall, Stone, Wimberly
and Mr. Speaker.

So the motion was lost.

Mr. Scott of the Eighteenth district introduced
House Bill No. 25,

Being an act to amend sections 1 and 8 of article X of chapter 75, being paragraphs 6198 and 6200, the subject of the chapter being "Revenue," and the subject of the article being "Delinquent Taxes."

Rules suspended and the bill referred to the Judiciary Committee.

Mr. Stone of the Twenty-third district introduced
House Bill No. 36,

Being an act to amend article II of chapter 10 of the Statutes of Oklahoma, the subject being "County Bonds."

Read and referred to Ways and Means Committee under suspension of the rules.

Mr. Pfaff moved

To suspend rules and read all bills first time by title and refer the same to the proper committees.

Those voting in the affirmative:

Allen of the Sixth district, Allen of the Twenty-first district, Beatty, Brennon, Carrington, Clardy, Cunningham, Faris, Farnsworth, Greer, McDaniels, Merrick, Moyle, Ozmun, Ormsbee, Peery, Pfaff, Rathburn, Scott, Stanley, Stovall, Stone, Wallace, Wimberly and Mr. Speaker.

Those voting in the negative: None.

Mr. Johnson not voting.

So the motion prevailed.

Message from Council called up.

COUNCIL CHAMBER,
GUTHRIE, O. T., January 26, 1893.

Mr. Speaker:

I am directed by the Council to transmit to your honorable body
Council Joint Resolution No. 1, also
Council Bill No. 17.

Which the Council has passed and ask your concurrence therein:

Very truly

ED. L. DUNN,
Chief Clerk.

Council Joint Resolution No. 1,

Memorializing Congress to extend the term of the present session of the Second General Assembly of the Territory of Oklahoma thirty days, was taken up.

On motion of Mr. Cuningham

Rules were suspended for consideration of bill.

Mr. Allen of the Sixth district moved

That the House proceed to concur in the resolution.

Roll call showed:

Yeas, 18.

Nays, 8.

Those voting in the affirmative:

Allen of the Sixth district, Allen of the Twenty-first district, Brennon, Carrington, Clardy, Cunningham, Johnson, Merrick, Moyle, Ozmun, Ormsbee, Peery, Rathburn, Stovall, Stone, Wallace, Wimberly and Mr. Speaker.

Those voting in the negative.

Beatty, Faris, Farnsworth, Greer, McDaniels, Pfaff, Scott, Stanley.

So the motion prevailed and

Council Joint Resolution No. 1

Was concurred in.

Council Bill No. 17,

An act to prevent hasty legislation,

Was called up.

Bill read first time.

Mr. Cunningham moved

To suspend rules, read bill second time and refer it to the Judiciary Committee.

Roll call showed:

Yeas, 25.

Nays, 0

Mr. Beatty not voting.

Those voting in the affirmative:

Allen of the Sixth district, Allen of the Twenty-first district, Brennon, Carrington, Clardy, Cunningham, Faris, Farnsworth, Greer, Johnson, McDaniels, Merrick, Moyle, Ozmun, Ormsbee, Peery, Pfaff, Rathburn, Scott, Stanley, Stovall, Stone, Wallace, Wimberly and Mr. Speaker.

Those voting in the negative: None.

So the motion prevailed and the bill was read the first time and referred to the Judiciary Committee.

Mr. Johnson introduced

The following resolution, which was adopted: Be it

Resolved, By the House of Representatives, the Council concurring therein, that the Honorable Secretary of the Territory be and he is hereby requested to have one thousand copies of the Governor's message printed for the use of members of this Legislature.

Mr. Ormsbee of the First district introduced

A petition from the board of Trade of Beaver, Beaver county, asking for the location of the penitentiary at the city of Beaver.

Read and on motion referred to the Committee on Penitentiaries and Reformatory Institutions.

On motion the House adjourned.

AFTERNOON SESSION.

House met pursuant to adjournment.

Roll call found all present except
Messrs. Ozmun, Farnsworth and Wimberly,
All of whom reported subsequently.

Mr. Scott moved
That rules be suspended and
House Bill No. 25,

An act to amend section one (1) and three (3) of Article ten (X) of chapter seventy-five (75) being paragraph 6198 and 6200, the subject of the chapter being "Revenue," and the subject of the article being "Delinquent Taxes."

The roll being called there were were:

Yeas, 25,
Nays, 0.

Mr. Ozmun being absent and not voting.

So the motion prevailed and the rules were suspended.

Mr. Pfaff moved

That the House resolve itself into a committee of the whole for consideration of

House Bill No. 25.

Which motion prevailed and

Mr. Greer was called to the chair.

The committee arose at 3:15 p. m. and the chairman reported as follows:

Mr. Speaker:

The committee of the whole House, having had under consideration
House Bill No. 25,

Report the following amendments:

That section one (1) of article (X) of chapter seventy-five (75) be amended so as to read as follows: Also by striking out the first sentence of section one and inserting the following:

On the first Monday in April, 1893, and the first Monday in February of each year thereafter.

Section 3 amended by inserting the words:

That section three of article ten (X) of chapter seventy-five be and the same is hereby amended to read as follows:

Also the word "May" stricken out and "April" inserted. Also word "of" stricken out and "upon" inserted.

Also, that original sections No. one (1) and three (3) of article ten (X) be and the same are hereby repealed.

And recommend that the bill do pass as amended.

Mr. Merrick moved

That the report be adopted.

Which motion prevailed.

Mr. Pfaff moved

To suspend the rules, consider the bill engrossed, read a third time by title and placed on its passage.

The roll being called there were:

Yeas, 22.

Nays, 3.

Those voting in the negative:

Beatty, Peery and Stone.

Mr. Stovall being absent and not voting.

So the motion prevailed and the rules were suspended.

Message from council:

TERRITORY OF OKLAHOMA,
COUNCIL CHAMBER,
GUTHRIE, O. T., January 26, 1893.

Mr. Speaker:

I am directed by the Council to transmit to your honorable body
Council Bill No. 24,

Which the Council has passed and respectfully ask that the House concur therein.

Very truly,
ED. L. DUNN,
Chief Clerk.

And Also:

TERRITORY OF OKLAHOMA,
COUNCIL CHAMBER,
GUTHRIE, O. T., January 26, 1893.

Mr. Speaker:

I am directed to transmit to you
Council Bill No. 23,

Which the President of the Council has signed, and respectfully asks you to sign the same.

Very truly,
ED. L. DUNN,
Chief Clerk.

Shall the bill pass?

The roll being called there were:

Yeas, 24.

Nays, 2.

Messrs. Beatty and Peery voting in the negative.

So the bill passed and the title was agreed to.

Report of Committee on Enrolled Bills:

GUTHRIE, January, 25, 1893.

Mr. Speaker:

Your Joint Committee on Enrolled Bills beg leave to report that we have examined

Council Bill No. 23,

And find it correctly enrolled.

JAS. K. ALLEN,
J. C. CARRINGTON.

Mr. Speaker gave notice that he was about to sign
Council Bill No. 23.

Message from Council.

TERRITORY OF OKLAHOMA,
COUNCIL CHAMBER,
GUTHRIE, O. T., January 26, 1893.

Mr. Speaker:

I am directed by the Council to transmit to your honorable body
Council Bill No. 32,
Which the Council has passed, and respectfully ask your concurrence therein.

Very Truly,
ED. L. DUNN,
Chief Clerk.

Regular order.

Introduction of bills.

House Bill No. 27,

An act to amend Section 2, of Chapter 22, of the General Statutes of Oklahoma, concerning locating county seats.

Introduced by Johnson.

Read first time by title.

House Bill No. 28,

An act to repeal Article 1, of Chapter 3, of the Statutes of Oklahoma.

By Johnson of the Second district.

Read by title first time.

House Bill No. 29,

By Mr. Pfaff.

An act providing for a Territorial license.

Read first time by title.

House Bill No. 30,

By Mr. Pfaff.

An act for issuance and redemption of educational bonds.

Read first time by title.

House Bill No. 31,

By Mr. Stone.

An act to amend Article 1, Chapter 15, of the Statutes of Oklahoma, concerning cities of the first class.

Mr. Pfaff moved

To suspend the rules and read bills on clerk's desk by title and refer to the proper committees.

The roll being called there were:

Yeas, 24.

Nays, 2.

Messrs. Faris and McDaniels voted in the negative.

So the motion prevailed and the rules were suspended.

House Bill No. 27,

Read by title and referred to Committee on Public Lands and Public Buildings.

House Bill No. 28,

Read by title and referred to Judiciary Committee.

House Bill No. 29,

Read by title and referred to Committee on Appropriations.

House Bill No. 30,

Read by title and referred to Committee on Appropriations.

House Bill No. 31,

Read by title and referred to Committee on Ways and Means.

Council Bill No. 24,

Read by title and referred to Committee on Municipal Corporations.

Council Bill No. 32,

Read by title and referred to Committee on Appropriations:

Mr. Cunningham presented a memorial from the Guthrie Board of Education, requesting certain legislation relating to duties of school board, treasurer, separate examination of teachers by local boards, and purchase of grounds and erection of school buildings.

Which was laid over according to Rule 34.

Mr. Johnson introduced,

House Concurrent Resolution No. 2,

Concerning Indian voters in the Cheyenne and Arapahoe tribes.

Which was laid over under same rule.

Mr. Peery introduced the following resolution, which was laid over under Rule 34:

To the Hon., the Legislature of the State of Kansas:

Resolution passed by the House of Representatives of the Territory of Oklahoma:

Resolved, That the House of Representatives of the Territorial Legislature presents its compliments to the Legislature of the State of Kansas and extends to Kansas its congratulations upon the election of John Martin to the Senate of the United States.

Which was laid over under Rule 34.

House adjourned.

P. O. CASSIDY,
Chief Clerk.

EIGHTEENTH DAY.

GUTHRIE, O. T. JANUARY 27, 1893.

House met pursuant to adjournment.

Roll call found all present except
Allen of Sixth district, Greer and Stone.

All of whom reported subsequently.

Prayer by Chaplain.

Journal read and approved.

Regular order.

Report of Committee on Appropriations:

GUTHRIE, O. T., January 27, 1893.

*To the Honorable Speaker of the House of Representatives of the Second
Legislative Assembly, Territory of Oklahoma:*

We your Committee on Appropriations beg to report on

Council Bill No. 32,

And recommend that it do pass.

J. K. ALLEN,

Chairman Committee.

The House resolved itself into a Committee of the Whole for the consideration of

Council Bill No. 32,

Committee arose at 11:20 a. m. and reported as follows:

By striking out the words "ninety per cent of the" in section 2.

Also amending section 4 to read as follows:

The trustees of said village shall issue and deliver said bonds to the Territorial Treasurer, who shall sell the same at not less than par, net to the Treasury, and shall deliver the proceeds thereof to the Board of Education of the Territorial Normal School, as required by law, to be used by them in assisting to complete said Territorial Normal School building at Edmond, with the recommendation that the bill as amended do pass.

Mr. Pfaff moved

To adopt the report.

Which motion prevailed.

Mr. Merrick moved

To suspend the rules, consider the bill engrossed, read a third time by title and placed on its passage.

The roll being called there were:

Yeas, 25.

Nays, 0.

Mr. Stanley absent and not voting.

So the motion prevailed and the rules were suspended.

Shall the bill pass?

The roll being called there were:

Yeas, 25.

Nays, 0.

Mr. Stanley absent and not voting.

So the bill passed and the title was agreed to.

Introduction of bills:

House Bill No. 33,

An act to amend section 3251, article I, of chapter 48, entitled "Liquors," by

Allen of the Sixth district.

Read by title.

House Bill No. 34,

By Mr. Beatty.

An act to amend sections 2 and 4 of chapter 34, of the Statutes of Oklahoma, relating to exemptions of homesteads, etc.

Read first time by title.

House Bill No. 35,

By Mr. Brennon.

An act to establish in the Territory of Oklahoma, a railroad law and create a commission.

Read by title first time.

House Bill No. 36,

By Mr. Ozmun.

An act to provide for the location, construction and management of the Territorial Penitentiary of Oklahoma.

Read first time by title.

House Bill No. 37,

By Mr. Wallace.

An act to appropriate \$3000 for a bridge across the Cimarron river near the Indian Meridian.

Read first time by title.

Concurrent Resolution No. 4,

Relating to time for consideration of bills, locating public institutions.

Which was laid over under rule 33.

A petition from the Guthrie board of education was referred to Committee on Education.

The resolution to the Kansas Legislature being taken up,

On motion of Mr. Johnson

The resolution was referred to the Committee on Penitentiary and Reformatory Institutions.

The resolution concerning Cheyenne and Arapahoe Indians was referred to Committee on Elections.

The House adjourned.

AFTERNOON SESSION.

Roll call found all members present except
Messrs. Beatty, Brennon, Carrington, Clardy, Greer, Stovall, Stone
and Wallace,

All of whom reported subsequently.

Mr. Merrick introduced

The following resolution, which was adopted:

Resolved, By the House of Representatives of the Territory of Oklahoma, the Council concurring, that in the death of James G. Blaine the country sustains a national loss and the people suffer a national sorrow. His course and public services entitled him to a place in the very front rank of American statesmanship, and his broad, original and creative mind has been a powerful instrument in shaping beneficent policies and statutory legislation. The condolence of this body is extended to the family and friends who are immediately stricken by his death, and as a mark of respect to his memory I move that this House adopt said resolution and stand adjourned until 10 a. m. tomorrow.

The House adjourned.

P. O. CASSIDY,
Chief Clerk.

NINETEENTH DAY.

GUTHRIE, January 28, 1893.

House met pursuant to adjournment.

Roll call found all members present except:

Messrs. Stanley and Stovall.

Prayer by Chaplain.

Regular order.

Report of Committees.

Committee on Appropriations reported as follows:

GUTHRIE, January 27, 1893.

Mr. Speaker:

Your Committee on Appropriations and Public Buildings beg to report on

House Bill No. 30,

An act providing for the issuance and redemption of Territorial bonds for the equal use and benefits of the University of Oklahoma at Norman, the Normal for the Territory of Oklahoma, and the Agriculture and Mechanical College at Stillwater, and recommend its passage.

J. K. ALLEN,

Chairman Committee.

HOUSE OF REPRESENTATIVES,

TERRITORY OF OKLAHOMA,

GUTHRIE, January 27, 1893.

Mr. Speaker:

Your Committee on Appropriations report back to your honorable body

House Bill No. 29,

An act providing for a Territorial license for the sale of malt, spiritous and vinous liquors, and for the application and disposal of the revenue derived therefrom, with the recommendation that it be amended as follows:

In Section 3 insert the words, "as follows," first, after the word applied in the third line.

In line 7 insert the words, second, "to the payment of the interest of any Territorial bond hereafter issued according to law for public institutions only," after the word "bonds" in the seventh line.

Also in same section, the words, "fifty per cent. to be paid into the

general school fund of the Territory," and insert in lieu thereof the words, "fifty per cent. to be paid into the treasury of the several counties of the Territory in proportion to the number of license issued for and in said counties, said money to be expended by the county commissioners for the building of roads and bridges," and recommend that it do pass as amended.

JAS. K. ALLEN,
Chairman Committee.

Committee on Elections:

Mr. Speaker:

I am instructed by your Committee on Elections to return to your honorable body

House Concurrent Resolution No. 2,

Concerning the franchise of Indians and sale of their lands, with the recommendation that it do pass.

J. C. CARRINGTON,
Chairman Committee.

Committee on Public Lands:

GUTHRIE, January 27, 1893.

Mr. Speaker:

Your Committee on Public Lands beg leave to report on
House Bill No. 27,

An act to amend Section 2, of Chapter 22, of the General Statutes of Oklahoma, being an act providing the manner of locating and relocating county seats, and recommend that it do pass with the following amendments: Insert after the word "county," in line 10, Section 2 (Ex. A), "whose name appears upon the tax rolls of said county."

JAS. K. ALLEN,
Chairman Committee.

Mr. Beatty gave notice that on Monday he would move a change of Rule 53 governing this House.

Resolutions laid over.

House concurrent Resolution No. 2,

A memorial to Congress concerning the rights of Indians,

Being taken up for consideration, Mr. Merrick moved

To amend by inserting the words, "and all other Indian tribes in Oklahoma Territory," after the words "Cheyenne and Arapahoe Indians."

Which amendment prevailed.

The roll being called on the adoption of the resolution there were:

Yeas, 21.

Nays, 4.

Mr. Stovall absent and not voting.

Those voting in the affirmative:

Allen of the Sixth district, Allen of the Twenty-first district, Carrington, Clardy, Cunningham, Faris, Farnsworth, Greer, Johnson, Merrick, Moyle, Ozmun, Ormsbee, Peery, Pfaff, Rathburn, Scott, Stanley, Stovall, Stone, Wallace, Wimberly, Mr. Speaker.

Those voting in the negative:

Beatty, Brennon, McDaniels, Rathburn.

So the resolution was adopted.

Message from Council.

TERRITORY OF OKLAHOMA,
COUNCIL CHAMBER,
GUTHRIE, O. T., January 28, 1893.

Mr. Speaker:

I am directed to transmit to your honorable body,

Council Bill No. 56,

As a substitute for

House Bill No. 25,

Which the Council has passed and respectfully ask your concurrence therein.

Ayes, 11.

Nays, none.

Very truly

ED. L. DUNN,
Chief Clerk.

Mr. Wimberly moved

To suspend the rules for the immediate consideration of
Council Bill No. 56.

The roll being called there were:

Yeas, 24.

Nays, none.

Messrs. Beatty and Stovall being absent and not voting.

So the rules were suspended and the House resolved itself into a
Committee of the Whole with Mr. Wimberly in the chair.

Committee arose at 11:30 a. m. and reported

Council Bill No. 56

Back to the House with the recommendation that the same do pass.

Which report was adopted.

Mr. Wimberly moved

To suspend the rules, consider the bill engrossed, read a third time by
title, and place on its passage.

The roll being called there were:

Yeas, 23.

Nays, none.

Messrs. Peery, Pfaff and Stovall absent and not voting.

Shall the bill pass?

The roll being called there were:

Yeas, 24.

Nays, none.

Messrs. Faris and Stovall being absent and not voting.

So the bill passed and the title was agreed to.

Mr. Ormsbee served the following notice for a change of Rule 53.

Resolved, That Rule 53 be and hereby is amended to read as follows:
All bills, memorials or joint resolutions reported from any standing or
select committee with the recommendation that they do pass, shall be
printed as the same was introduced, yet show in some manner any

changes, additions or amendments in the respective sections recommended, and a copy furnished each member of the House, unless otherwise ordered by the House.

Report of Committee on Penitentiary and Reformatory Institutions:

Mr. Speaker:

We, your Committee on Penitentiary and Reformatory Institutions, beg leave to report to your honorable body the following House Resolution, and recommend that the same do pass.

JOHN W. OZMUN, Chairman.
T. ORMSBEE,
JOHN W. MOYLE,
JNO. C. CARRINGTON.

Minority report.

Mr Speaker:

We, the undersigned, respectfully beg leave to submit a minority report and recommend that House Resolution offered by Mr. Peery do not pass.

JOHN PFAFF,
M. L. STANLEY,
W. A. SCOTT,

Members of Penal and Reformatory Institutions Committee.

Mr. Wimberly moved

That the House adjourn until 10 a. m., Monday.

The roll being called there were:

Yeas, 10.

Nays, 15.

Those voting in the affirmative:

Allen of the Sixth district, Clardy, Cunningham, Farnsworth, Johnson, Merrick, Moyle, Pfaff, Rathburn, Wimberly.

Those voting in the negative:

Allen of the Twenty-first district, Beatty, Brennon, Carrington, Faris, Greer, McDaniels, Ozmun, Ormsbee, Peery, Scott, Stanley, Stone, Wallace, Mr. Speaker.

So the motion failed.

Mr. Merrick moved

That the minority report be substituted for the majority report.

Mr. Allen of the Sixth district gave the following notice:

Notice is hereby given that a resolution to amend Rule 54 will be proposed Monday, January 30, 1893.

House adjourned.

AFTERNOON SESSION.

Roll call found all present except:

Messrs. Allen of the Sixth district, Greer, Pfaff, Stanley, Stovall and Wimberly.

All of whom reported subsequently except:

Messrs. Stovall, Pfaff and Wimberly.

Mr. Wimberly was granted a leave of absence until Monday at 4 p. m.

Regular order.

Unfinished business,

House Resolution No. 2.

The motion to substitute the minority report for the majority being pending,

Mr. Cunningham moved

The previous question.

Messrs. Merrick, Greer, Wallace, Allen of the Sixth district, and Stanley demanded a call of the House.

The roll being called found:

Messrs. Pfaff, Stovall and Wimberly absent and not excused.

Mr. Peery moved

To dispense with further business under the call of the House.

Mr. Cunningham made the point

That no motion could be entertained until the sergeant-at-arms reported,

Which was overruled by Mr. Speaker, he holding that a verbal report was sufficient and that the motion could be entertained.

Mr. Cunningham appealed from the decision.

Shall the chair be sustained being the question put by the clerk,

The roll being called there were:

Yeas, 12.

Nays, 10.

Those voting in the affirmative:

Allen of the Twenty-first, Beatty, Brennon, Carrington, Clardy, McDaniel, Moyle, Ozmun, Ormsbee, Peery, Rathburn and Stone.

Those voting in the negative:

Allen of the Sixth district, Cunningham, Faris, Farnsworth, Greer, Johnson, Merrick, Scott, Stanley and Wallace.

So the Chair was sustained.

Mr. Ormsbee moved

To adjourn.

The roll being called there were:

Yeas, 10.

Nays, 13.

Those voting in the affirmative:

Allen of the Sixth district, Cunningham, Faris, Farnsworth, Greer, Johnson, Merrick, Scott, Stanley and Wallace.

Those voting in the negative.

Allen of the Twenty-first district, Beatty, Brennon, Carrington, Clardy, McDaniel, Moyle, Ozmun, Ormsbee, Peery, Rathburn, Stone and Mr. Speaker.

So the motion failed.

The roll being called on Mr. Peery's motion:

To dispense with further business under call of House, there were:

Yeas, 13.

Nays, 10.

Those voting in the affirmative:

Allen of the Twenty-first district, Beatty, Brennon, Carrington, Clardy, McDaniel, Moyle, Ozmun, Ormsbee, Peery, Rathburn, Stone and Mr. Speaker.

Those voting in the negative:

Allen of the Sixth district, Cunningham, Faris, Farnsworth, Greer, Johnson, Merrick, Scott, Stanley and Wallace.

So the motion prevailed.

The roll being called on the previous question,

Shall the main question now be put?

There were:

Yeas, 13.

Nays, 10.

Those voting in the affirmative:

Allen of the Twenty-first district, Beatty, Brennon, Carrington, Clardy, McDaniel, Moyle, Ozmun, Ormsbee, Peery, Rathburn, Stone and Mr. Speaker.

Those voting in the negative:

Allen of the Sixth district, Cunningham, Faris, Farnsworth, Greer, Johnson, Merrick, Scott, Stanley and Wallace.

So the motion prevailed and the roll was called on the previous question.

There were:

Yeas, 10.

Nays, 13.

Those voting in the affirmative:

Allen of the Sixth district, Cunningham, Faris, Farnsworth, Greer, Johnson, Merrick, Scott, Stanley and Wallace.

Those voting in the negative:

Allen of the Twenty-first, Beatty, Brennon, Carrington, Clardy, McDaniel, Moyle, Ozmun, Peery, Rathburn, Stone and Mr. Speaker.

So the motion failed and the minority report was not substituted.

The roll being called on the adoption of the majority report,

There were:

Yeas, 13.

Nays, 10.

Those voting in the affirmative:

Allen of the Twenty-first district, Beatty, Brennon, Carrington, Clardy, McDaniel, Moyle, Ozmun, Ormsbee, Peery, Rathburn, Stone and Mr. Speaker.

Those voting in the negative:

Allen of the Sixth district, Cunningham, Faris, Farnsworth, Greer, Johnson, Merrick, Scott, Stanley and Wallace.

So the motion prevailed and the report was adopted.

The roll being called on the adoption of the resolution there were:

Yeas, 13.

Nays, 10.

Those voting in the affirmative:

Allen of the Twenty-first district, Beatty, Brennon, Carrington, Clardy, McDaniel, Moyle, Ozmun, Ormsbee, Peery, Rathburn, Stone and Mr. Speaker.

Those voting in the negative:

Allen of the Sixth district, Cunningham, Faris, Farnsworth, Greer, Johnson, Merrick, Scott, Stanley and Wallace.

So the resolution was adopted.

Message from Council.

GUTHRIE, O. T., January 28, 1893.

Mr. Speaker.

I am directed by the Council to transmit to your Honorable Body Council Concurrent Resolution No. 5 petitioning Congress, Which the Council has passed and ask that the House concur therein.

Very truly yours,
ED. L. DUNN,
Chief Clerk.

Mr. Wallace was granted a leave of absence until Monday.

Mr. Merrick moved

That the Clerk be instructed to forward a certified copy of House Resolution No. 3.

Mr. Beatty moved

To amend the motion and include the name of Governor A. J. Seay, Which amendment failed and the motion was lost.

Mr. Rathburn moved

To suspend the rules and consider Council Concurrent Resolution No. 5 immediately.

The roll being called there were:

Yeas, 6.

Nays, 14.

Those voting in the affirmative:

Allen of the Twenty-first district, Brennon, Carrington, Greer, Rathburn and Mr. Speaker.

Those voting in the negative:

Beatty, Clardy, Cunningham, Faris, Farnsworth, Johnson, McDaniel, Merrick, Moyle, Ozmun, Ormsbee, Peery, Scott and Stone.

So the motion failed and the rules were not suspended.

And the resolution was referred to the Committee on Public Lands.

Report of Committee on Public Lands.

GUTHRIE, O. T., January 27, 1893.

Mr. Speaker.

We your Committee of Public Lands and Public Buildings recommend:

That a joint resolution be passed asking the Hon. Secretary of the Interior to grant the petition of school land lessees, and further recommend that the Hon. Secretary will permit lands not suitable for agricultural purposes to be leased in quantities not greater than two sections to any one person at a price not less than \$50 per section per year.

JAMES K. ALLEN,
Chairman of Committee.

Reference of bills.

H. B. No. 35

Was referred to the Committee on Railroads.

H. B. No. 33

To Judiciary.

H. B. No. 34

To Judiciary.

H. B. No. 37

To Appropriations.

Resolutions laid over.

House Concurrent Resolution No. 3 being brought up

Mr. Stanley moved

That the resolution be adopted.

The roll being called there were:

Yeas, 18.

Nays, 0.

Those voting in the affirmative:

Allen of the Sixth district, Brennon, Carrington, Clardy Cunningham, Faris, Farnsworth, Greer, Johnson, McDaniel, Merrick, Moyle, Ozmun, Peery, Rathburn, Stanley, Stone and Mr. Speaker.

So the resolution was adopted.

House Joint Resolution No. 4,

Being next on the list,

Mr. Merrick moved its adoption.

Mr. Allen moved

To postpone indefinitely.

Mr. Ormsbee moved

To lay on the table.

The roll being called there were:

Yeas, 14.

Nays, 8.

Those voting in the affirmative:

Allen of the Twenty-first district, Beatty, Brennon, Carrington, Clardy, Farnsworth, Moyle, Ozmun, Ormsbee, Peery, Rathburn, Scott, Stone and Mr. Speaker.

Those voting in the negative:

Allen of the Sixth district, Cunningham, Faris, Greer, Johnson, McDaniel, Merrick and Stanley.

Introduction of bills:

House bill No. 38,

By Mr. Faris.

An act to provide for the location, erection and management of a Territorial reformatory and temporary penitentiary.

Which was read by title.

House bill No. 39,

By Mr. Rathburn.

An act to prevent the carrying of concealed weapons.

Which was read by title.

House bill No. 40,

By Mr. Stone.

An act to amend article I, chapter 16, of the Statutes, entitled "Cities and Towns."

Which was ready by title.

Mr. McDaniel introduced

House Concurrent Resolution No. 5,

Concerning county bonds, and moved its adoption.

The roll being called there were:

Yeas, 6.

Nays, 16.

Those voting in the affirmative:

Allen of the Twenty-first district, Brennon, McDaniel, Rathburn, Stone and Mr. Speaker.

Those voting in the negative:

Allen of the Sixth district, Beatty, Carrington, Clardy, Cunningham, Faris, Farnsworth, Greer, Johnson, Merrick, Moyle, Ozmun, Ormsbee, Peery, Scott and Stanley.

So the motion failed.

The House adjourned until 10 a. m. Monday.

P. O. CASSIDY,
Chief Clerk.

TWENTY-FIRST DAY.

GUTHRIE, January 30, 1893.

House met pursuant to adjournment.

Roll call found all members present except

Messrs. Beatty, Peery, Pfaff, Stanley, Stovall, Wallace and Wimberly, who reported subsequently.

Prayer by Chaplain.

Journal read and approved.

Regular order.

Mr. Ormsbee offered

The following memorial to congress and moved its adoption:

Memorial relating to valueless land in Oklahoma:

To the Congress of the United States:

WHEREAS, By field notes of the government surveys it is shown that along various streams and water courses of the Territory of Oklahoma, there exists a strip or body of socalled lands, which are described as "absolutely valueless," and by other words of like tenor and effect, and

WHEREAS, Such so called lands, while lying in common, because of the impossibility of constructing roads along section lines as is provided by section twenty-three (23) of the organic act, as well as the inability of the few residents of their vicinage to expend a sufficient sum to render the same possible, seive to retard settlement upon lands lying beyond said valueless socalled lands, thus operating to the injury of all the people as well as those of the locality. Therefore, it is the sense of the Second Legislative Assembly of the Territory of Oklahoma that a cession of such socalled lands to the respective counties of Oklahoma in which the same are situated, under the restriction that the results or proceeds of the barter or sale of such socalled lands within two years, shall within that time or as soon thereafter as practicable, be applied and used to and for the purpose of constructing roads through the same and of bridges across the streams running through or along the border thereof, will enure to the benefit of all the people of these United States, as well as to those of Oklahoma and the states bordering thereupon.

By reason of these facts the General Assembly most respectfully requests as early an investigation of the subject as is consistent with other public duties and interests and for the relief prayed.

All of which is respectfully submitted.

The roll being called on its adoption there were:

Yeas, 18.

Nays, 1.

Those voting in the affirmative:

Allen of the Sixth district, Allen of the Twenty-first district, Brennon, Carrington, Clardy, Cunningham, Faris, Farnsworth, Greer, Johnson, McDaniel, Merrick, Moyle, Ozmun, Ormsbee, Rathburn, Stone and Mr. Speaker.

Those voting in the negative: Scott.

So the memorial was adopted.

Reports of committees.

Judiciary Committee:

Mr. Speaker:

Your Committee on Judiciary, to whom was referred

House bill No. 7,

Have had the same under consideration and instruct me to report the bill back to the House with the recommendation that it do pass.

T. ORMSBEE,
Chairman Committee.

Introduction of bills:

House bill No. 41.

By Mr. Cunningham.

An act providing for additional officers.

House bill No. 42,

By Mr. Johnson, by request.

An act making an appropriation for the exhibit of Oklahoma Territory at the World's Columbian Exposition.

House bill No. 43,

By Mr. Rathburn.

An act to amend section nine of article six of chapter seventeen of the Statutes of Oklahoma, the subject being "Loan of Money" and the paragraph 916.

Mr. Johnson objected to the bill.

The roll being called on the question, "Shall the bill be rejected?" there were:

Yeas, 6.

Nays, 11.

Those voting in the affirmative:

Cunningham, Johnson, Moyle, Ozmun, Scott and Stanley.

Those voting in the negative:

Allen of the Twenty-first district, Brennon, Carrington, Faris, Farnsworth, Greer, McDaniel, Merrick, Ormsbee, Rathburn, Stone, and Mr. Speaker.

So the bill was not rejected.

House bill No. 44,

By Mr. Wallace.

An act prescribing the qualifications, powers and duties of attorneys and consellers at law, and to amend chapter 7 of the Oklahoma Statutes.

Mr. Allen of the Twenty-first district introduced

The following resolution, which was adopted:

That this house may act intelligently when matters pertaining to the cost of transporting and maintaining prisoners from this Territory, shall be brought before it. Be it

Resolved, That the Secretary of the Territory of Oklahoma be requested to furnish this House all the information he has at hand of the aggregate cost of transporting prisoners and insane from Oklahoma to other states and the keeping of the same.

J. K. ALLEN.

House Resolution No. 6,

By Mr. Allen of the Sixth district,

Amending Rule 54, was referred to Committee on Rules.

House Resolution No. 7,

By Mr. Ormsbee, amending Rule 53, was referred to Committee on Rules.

Bills on second reading.

House Bill No. 27,

An act to amend Section 2, of Chapter 22, of the General Statutes of the Territory of Oklahoma, being a part of an act providing the manner and means of locating and relocating county seats.

Mr. Johnson moved

That the House resolve itself into a Committee of the Whole for immediate consideration of

House Bill No. 27.

Which motion prevailed and Mr. Greer took the chair.

Committee arose at 12:05 p. m. and reported as follows:

That the bill be amended as follows:

In Section 2, line 1, strike out the words "call, or special or regular."

In lines 9 and 10 strike out the words, "the date of such location," and insert the words, "and after the taking effect of this act.

In Section 3, insert the word "original" before the word "section."

In Section 4, line 2, strike out the words, "and publication in the official Territorial paper."

And recommend that the bill as amended do pass.

Mr. Merrick moved

To adopt the report.

Mr. Johnson moved

To amend Section 2 by inserting the word "regular" after the word "any," in the first line.

Which amendment prevailed and the report was adopted.

Mr. Johnson moved

That the bill be placed on its third reading.

Which motion prevailed.

Shall the bill pass?

On roll call there were:

Yeas, 20.

Nays, 2.

Messrs. Beatty, Ormsbee, Peery and Stovall absent and not voting.

Those voting in the affirmative:

Allen of the Sixth district, Allen of the Twenty-first district, Brennon, Carrington, Clardy, Cunningham, Faris, Farnsworth, Greer, Johnson, McDaniel, Merrick, Moyle, Ozmun, Pfaff, Rathburn, Stanley, Wallace, Mr. Speaker.

Those voting in the negative:

Scott, Stone.

So the bill passed and the word original was inserted in the first line of the title and title as amended was agreed to.

Bills to be referred:

House Bill No. 36,

To Committee on Penitentiary and Reformatory Institutions.

House Bill No. 38,

To Committee on Penitentiary and Reformatory Institutions.

House Bill No. 39,

To Committee on Judiciary.

House Bill No. 40,
To Committee on Ways and Means.
House adjourned.

AFTERNOON SESSION.

Roll call found all members present except:
Beatty, Peery and Stovall.

Regular order.

Bills on second reading:

House Bill No. 29 and
House Bill No. 30

Were referred to the Committee of the Whole, and the House resolved into the Committee of the Whole, with Mr. Cunningham in the chair.

Committee arose at 2:15 p. m. and reported progress and asked leave to sit again.

Which report was adopted.

Mr. Allen of the Twenty first district moved that
House Bill No. 29 and
House Bill No. 30

Be made special order for 10 a. m. Wednesday, February 1, 1893.
Which motion prevailed.

Message from Council:

GUTHRIE, O. T., January 30, 1893.

Mr. Speaker:

I am directed by the Council to return to your honorable body
House Concurrent Resolution No. 3,

With the information that the Council has adopted the same.

Ayes, 11.

Nays, none.

Very truly,

ED. L. DUNN,
Chief Clerk.

Resolution by Mr. Cunningham:

Resolved, That the Territorial Auditor and Treasurer and each of them be, and they hereby are requested, to furnish for the information of this House, a statement which shall show the financial condition of the Territory, including the following items, viz.:

1. All outstanding indebtedness of the Territory of whatsoever nature.
2. The amount of all receipts and disbursements and the purpose of the disbursement.
3. The amount of indebtedness, if any, of the Agricultural College and the reasons for the existance of the same.

4. The amount of the indebtedness of the State University and the reasons for the existence of the same.

5. The amount of the indebtedness of the Territorial Normal School and reasons for the existence of the same.

6. That said reports embody all information concerning such subjects as shall enable this House to fully understand the condition of the subject mentioned.

Which resolution was adopted.

Ms. Ormsbee introduced the following resolution and moved its adoption:

WHEREAS, Appropriations are asked at the hand of the legislature, and

WHEREAS, The report of the financial condition of the Territory, referred to in the Governor's message, has not been placed before the members; be it

Resolved, That the report of the Territorial treasurer and Territorial auditor be printed and copies supplied to members during the session to-morrow.

Which motion prevailed.

And the resolution was adopted.

House adjourned.

P. O. CASSIDY,
Chief Clerk.

TWENTY-SECOND DAY.

GUTHRIE, O. T., January 31, 1893.

House met pursuant to adjournment.

Roll call found all members present except

Allen of the Sixth district, Greer, Johnson, Stanley and Wallace,

All of whom reported subsequently.

Journal read.

Regular order.

Reports of committees.

Judiciary Committee reported as follows:

Mr. Speaker:

Your Judiciary Committee, having examined

House bill No. 33,

Request me to report the same back with the recommendation that the same be referred to the Committee on Liquor Traffic.

T. ORMSBEE,
Chairman of Committee.

House bill No. 6:

The Judiciary Committee, to whom was referred

House bill No. 6,

Beg leave to report House Bill No. 6, with the recommendation that it be passed.

T. ORMSBEE,
Chairman of Committee.

House bill No. 13,

Your Committee on Judiciary, to whom was referred

House bill No. 13,

Have had the same under consideration, and instruct me to return the bill back to the House with the recommendation that it be referred to the Committee on Printing.

T. ORMSBEE,
Chairman of Committee.

House bill No. 1:

The Judiciary Committee, to whom was referred

House Bill No. 1,

Beg leave to recommend that the same be amended by the insertion after the word managers in section 1, the following words, viz: "And also section 25, Article VII, chapter 17, entitled 'contracts,'" and that said act be passed as amended.

T. ORMSBEE,
Chairman of Committee.

House bill No. 17.

The Judiciary Committee to whom was referred

House Bill No. 17,

Report the same with the recommendation that the same do not pass.

T. ORMSBEE,
Chairman of Committee.

Council Bill No. 17.

Your Committee on Judiciary have had

Council Bill No. 17

Under consideration, and I am instructed to report the bill back to the House with the recommendation that it do not pass.

T. ORMSBEE,
Chairman Committee.

Moved that the report of the committee be adopted.

Roll call showed:

Yeas, 25.

Nays, 2.

Those voting in the affirmative were:

Allen of the Twenty-first district, Beatty, Brennon, Carrington, Clardy, Cunningham, Faris, McDaniel, Merrick, Moyle, Ozmun, Ormsbee, Peery, Rathburn, Scott, Stovall, Stone, Wallace, Wimberly, Mr. Speaker.

Those voting in the negative were:

Allen of the Sixth district, Farnsworth.

So the report was adopted and the bill did not pass.

House Bill No. 24:

The Judiciary Committee have had under consideration

House Bill No. 24,

And instruct me to report the bill back to the House with the recommendation that it pass.

T. ORMSBEE,
Chairman Committee.

Committee on Public Lands and Buildings reported as follows:

Council Concurrent Resolution No. 5:

Mr. Speaker:

Your Committee on Public Lands and Public Buildings having had under consideration

Council Concurrent Resolution No. 5,

"Concerning reserved lands," report it back to the House with the recommendation that it do pass.

W. K. ALLEN,
Chairman Committee.

Mr. Allen of the Twenty-first district moved

To suspend the rules and adopt report of the committee.

Roll call showed:

Yeas, 24.

Nays, none.

Those voting in the affirmative were:

Allen of the Sixth district, Allen of the Twenty-first district, Beatty, Brennon, Carrington, Clardy, Cunningham, Faris, Farnsworth, Greer, Johnson, McDaniel, Merrick, Moyle, Ozmun, Ormsbee, Peery, Pfaff, Scott, Stovall, Stone, Wallace, Wimberly, Mr. Speaker.

Messrs. Rathburn and Stanley not voting.

So the report of the committee was adopted.

Mr. Beatty moved

That the House concur in

Council Concurrent Resolution No. 5.

Roll call showed:

Yeas, 25.

Nays, none.

Those voting in the affirmative were:

Allen of the Sixth district, Allen of the Twenty-first district, Beatty, Brennon, Carrington, Clardy, Cunningham, Faris, Farnsworth, Greer, Johnson, McDaniel, Merrick, Moyle, Ozmun, Ormsbee, Peery, Pfaff, Rathburn, Scott, Stovall, Stone, Wallace, Wimberly, Mr. Speaker.

Mr. Stanley absent and not voting.

So the resolution was concurred in.

Mr. Speaker gave notice of signing Council Bill No. 56, being
An act extending term for paying taxes of 1892.

Also Council Joint Resolution No 1,
Extending session of the Second legislative assembly thirty days.

Mr. Allen of the Twenty-first district moved

That the Committee on Enrolling Bills be instructed to present Council Bill No. 56 and Council Joint Resolution No. 1 to the Governor for his signature.

Carried.

Introduction of bills.

Mr. Allen of the Sixth district introduced

House Bill No. 45,

Being an act to place that part of the townsite of Okarche lying in Kingfisher county into Canadian county.

Mr. Brennon objected to the bill.

Mr. Speaker put the question

Shall the bill be rejected?

Roll call showed:

Yaes, 5.

Nays, 18.

Those voting in the affirmative were:

Beatty, Brennon, Farnsworth, McDaniel and Ozmun.

Those voting in the negative:

Allen of the Sixth, Clardy, Cunningham, Faris, Greer, Johnson, Merrick, Moyle, Ormsbee, Peery, Rathburn, Scott, Stanley, Stovall, Stone, Wallace Wimberly and Mr. Speaker.

So the bill was not rejected.

Read first time.

Mr. Greer introduced

House Bill No 46,

Being an act relating to counties and county officers.

Mr. Farnsworth introduced

House Bill No. 47,

An act relating to roads and highways.

Read first time.

Mr. Ormsbee introduced

House Bill No. 48,

Being an act to amend Chapter 3 of the Statutes of Oklahoma, relating to criminals.

Read first time.

Mr. Wimberly by request introduced

House Bill No. 49,

Being an act to establish the floral emblem of the Territory of Oklahoma.

Read first time.

Mr. Wimberly introduced

House Bill No. 50,

Being an act to legalize conveyances defectively acknowledged.

Read first time.

Mr. Peery introduced

House Bill No. 51,

Being an act to amend an act entitled an act to exempt property from forced sale.

Read first time.

Mr. Brennon offered

House Concurrent Resolution No. 8,

As follows:

Be it Enacted by the House of Representatives, the Council Concurring Therein:

That the Territorial Superintendent of Public Instruction be and is hereby commanded to have five hundred copies of his report printed for general distribution.

Message from Council:

TERRITORY OF OKLAHOMA,
COUNCIL CHAMBER,
GUTHRIE, O. T., January 30, 1893.

Mr. Speaker:

I am directed by the Council to transmit to your honorable body House Concurrent Resolution No. 3,

Which the Council has adopted, with the amendment of erasing the letter "M" and inserting in lieu thereof the letter "A," in Mr. Harvey's initials.

Very Respectfully,
ED. L. DUNN,
Chief Clerk.

Mr. Johnson moved

That the House concur in the Council amendment.

Roll call showed:

Yeas, 25.

Nays, 0.

Mr. Pfaff not voting.

Those voting in the affirmative:

Allen of Canadian, Allen of Payne, Beatty, Brennon, Carrington, Clardy, Cunningham, Faris, Farnsworth, Greer, Johnson, McDaniels, Merrick, Moyle, Ozmun, Ormsbee, Peery, Rathburn, Scott, Stanley, Stovall, Stone, Waggoner, Wallace and Wimberly.

Those voting in the negative: None.

So the House Concurrent Resolution as amended was concurred in and passed.

Bills on second reading:

Mr. Cunningham moved

That House Bill No. 7

Be retained in its place on the calendar.

Which motion carried.

Mr. Cunningham moved to make

House Bill No. 41

Special order for 10 a. m., February 1, 1893.

Roll call showed:

Yeas, 19.

Nays, 6.

Those voting in the affirmative:

Allen of Canadian, Allen of Payne, Cunningham, Faris, Farnsworth, Greer, Johnson, Merrick, Moyle, Ormsbee, Pfaff, Rathburn, Scott, Stanley, Stovall, Stone, Waggoner, Wallace, Wimberly.

Those voting in the negative:

Beatty, Brennon, Carrington, McDaniel, Ozmun and Peery.

So the motion prevailed and House bill No. 41 was made a special order for 10 a. m. tomorrow.

Bills on second reading.

House Bill No. 42,

An act to provide an appropriation for World's Fair exhibit.

Read second time and referred to Committee on Appropriations.

House Bill No. 43,

An act entitled Loans of Money.

Read second time and referred to the Committee on Judiciary.

House Bill No. 44,

An act entitled Attorneys and Counsellors at Law.

Read second time and referred to Committee on Judiciary.

Mr. Allen of the Sixth district

Offered petition from citizens of Okarche relative to changing county lines.

Read by clerk.

Mr. Ormsbee introduced the following resolution:

Resolved, That Council Bill No. 56, which has become a law, be re-committed to the Committee on Printing with directions to have 1000 copies printed for distribution and they mail to the county treasurer, sheriff, county clerk and each known newspaper in the respective counties each two copies of the same.

Adopted.

Mr. Pfaff excused.

House adjourned.

AFTERNOON SESSION.

House met pursuant to adjournment.

Roll call showed all members present except:

Beatty, Pfaff and Stanley.

Beatty and Stanley reported subsequently.

Pfaff excused.

Regular order

Report on resolutions.

Mr. Ormsbee moves

That the House resolve itself into a Committee of the Whole to consider House Bill No. 7.

Motion prevailed.

And House resolved itself into a Committee of the Whole with Mr. Peery in the chair.

At 2:25 o'clock p. m. rose and reported progress.

Report adopted.

Moved by Mr. Ormsbee

That the bill be placed upon its passage.

Bill read third time.

Roll call on passage of bill showed:

Yeas, 17.

Nays, 8.

Those voting in the affirmative were.

Allen of the Twenty-first district, Beatty, Brennon, Carrington, Clardy, Faris, Farnsworth, Greer, Johnson, Moyle, Ozmun, Ormsbee, Peery, Rathburn, Scott, Stovall and Wallace.

Those voting in the negative were:

Allen of the Sixth district, Cunningham, McDaniel, Merrick, Stanley, Stone, Wimberly and Mr. Speaker.

So the bill passed and the title was agreed to.

The Committee on Printing to whom was referred resolution to have 1,000 copies of

House Bill No. 56

Printed, reported as follows:

We, your Committee on Printing, to whom was referred the resolution requiring 1,000 copies printed of the act extending the time of paying taxes to April, beg leave to report that we recommend that 100 copies of the same be printed.

J. H. BEATTY,
Chairman Committee.

Message from Council.

GUTHRIE, O. T., January 30, 1893.

Mr. Speaker:

I am directed to transmit to your honorable body,

Council Bill No. 56, also

Council Concurrent Resolution No. 1,

Which the President pro tem has signed, and respectfully ask that your signature be affixed.

Very truly
ED. L. DUNN,
Chief Clerk.

Committee on Enrolled Bills reported on

House Concurrent Resolution No. 3.

Mr. Speaker:

Your Committee on Enrolled Bills beg leave to report that we have examined

House Concurrent Resolution No. 3,

Requesting D. A. Harvey, Delegate in Congress, to use all honorable means to secure the opening of the Wichita Reservation, and find same correctly enrolled.

We would further report that the paper furnished by the Hon. Secretary as being entirely unfit for enrolling purposes.

J. K. ALLEN,
Chairman Committee.

The Speaker then signed the resolution.

Mr. Brennan offered the following resolution, and moved its adoption:

House Resolution No.

WHEREAS, There is no law providing for the employment of permanent pages for this, the Second Legislative Assembly, and

WHEREAS, There seems to be no prospect for the payment of the temporary pages for services rendered, therefore be it

Resolved, By the House of Representatives, that the Speaker of said House be authorized, and is hereby authorized, to discharge from further services, the pages now temporarily in the service of said House.

Mr. Johnson presents petition from citizens of Watonga relative to the destitute condition of settlers in new country.

House Concurrent Resolution No. 8

Called up.

Mr. Cunningham moved

As a substitute the following:

That the Secretary of the Territory be and is hereby requested to have printed for the use of the members of the House and general distribution, 500 copies of the report of the Territorial Superintendent of Public Instruction.

Which was adopted.

Mr. Cunningham, by unanimous consent, introduced

House Bill No. 52,

An act in relation to the establishing and maintenance of a public library.

Read first time.

Message from Council.

TERRITORY OF OKLAHOMA,
COUNCIL CHAMBER,
GUTHRIE, O. T., January 31, 1893.

Mr. Speaker:

I am directed by the Council to transmit to your honorable body Council Joint Resolution No. 1,

For transmittal to the Governor as per section 22, page 647, Oklahoma Statutes.

Very truly yours,
ED. L. DUNN,
Chief Clerk.

Mr. Cunningham introduced

The following resolution.

Resolved, That the Speaker be and he is hereby authorized to appoint two permanent pages for the service of this House.

Mr. Beatty moved

As an amendment the following:

And that the Speaker discharge all pages before making said appointments.

Roll call on resolution and amendments showed:

Yeas, 12.

Nays, 10.

Those voting in the affirmative:

Allen of the Twenty-first district, Cunningham, Faris, Farnsworth, McDaniel, Merrick, Moyle, Ormsbee, Scott, Stanley, Stovall, Stone.

Those voting in the negative:

Allen of the Sixth district, Beatty, Brennon, Carrington, Clardy, Greer, Peery, Rathburn, Wallace and Wimberly.

So the resolution as amended was adopted.

Mr. Brennon explains why he voted no on the above resolution, which explanation is in the following words:

Mr. Brennon's explanation for voting no is that he desires all the temporary pages be first discharged. I do not want any partiality shown to any of those little people. Would like to see them all paid if possible, and the two permanent pages' time begin on and after their appointment.

The House adjourned.

P. O. CASSIDY,
Chief Clerk.

TWENTY-THIRD DAY.

GUTHRIE, February, 1, 1893.

House met pursuant to adjournment.

Roll call found all members present except

Messrs. Johnson and Pfaff, who reported subsequently.

Prayer by Chaplain.

Journal read and approved.

Message from Council:

GUTHRIE, February 1, 1893.

Mr. Speaker:

I am directed by the Council to transmit to your honorable body

Council bill No. 46, also

Council bill No. 57,

Which the Council has passed and respectfully ask your concurrence therein.

Very respectfully,

ED. L. DUNN,

Chief Clerk.

Mr. Merrick moved

To withdraw House Bills Nos. 29 and 30 from committee of the whole and refer back to Committee on Appropriations.

Carried.

Bills for reference.

House Bill No. 45,

An act to set off part of Okarche into Canadian county,

Referred to Committee on County and County Affairs.

House Bill No. 46,

An act relating to county and county affairs.

Referred to Committee on County and County Affairs.

House Bill No. 47.

An act relating to roads and highways.

Referred to Committee on Roads and Highways.

House bill No. 48,

An act to amend that portion of the Statutes of Oklahoma relating to animals.

Referred to Committee on Judiciary.

House bill No. 49,

An act to establish a floral emblem for Oklahoma Territory.

Referred to Ways and Means Committee.

House bill No. 50,

An act to legalize conveyances.

Referred to Committee on Judiciary.

House bill No. 51,

An act to amend Statutes relating to exempt property.

Referred to Committee on Judiciary.

House bill No. 52,

An act for maintaining public library.

Referred to Committee on Judiciary.

Reports of Committees.

Ways and Means Committee, to whom

House bill No. 31 and

House bill No. 40

Were referred reported that the same be referred to Committee on Municipal Corporations.

So ordered.

Mr Speaker:

Your Committee on Ways and Means, having considered
House bill No. 40,

Direct me to report the same to the House with the recommendation
that the bill be referred to the Committee on Municipal Corporations.

R. C. BRENNON,
Chairman of Committee.

House bill No. 14:

Mr. Speaker.

Your Committee on Ways and Means, having considered
House bill No. 14

Direct me to report the same back to the House with the recom-
mendation that it be not passed.

R. C. BRENNON,
Chairman of Committee.

Mr. Cunningham moved

To adopt the report.

Roll call showed:

Yeas, 7.

Nays, 16.

Those voting in the affirmative were:

Allen of the Twenty-first district, Beatty, Carrington, Cunningham,
Johnson, Peery, Stanley and Wallace.

Those voting in the negative were:

Allen of the Sixth district, Brennon, Clardy, Faris, Farnsworth, Greer,
McDaniel, Merrick, Moyle, Ormsbee, Pfaff, Rathburn, Scott, Stovall,
Stone and Wimberly.

So the report was not adopted.

And bill was referred to Judiciary Committee.

Message from Council announced.

GUTHRIE, February 1, 1893.

Mr. Speaker:

I am directed to transmit to your Honorable Body
Council Bill No. 23,

Which the Governor vetoed, and which on reconsideration the Council
passed over said veto.

Very truly,
ED. L. DUNN,
Chief Clerk.

House Bill No. 41 being special order,

Mr. Wimberly moved

To delay special order until 2 p. m.

Motion Carried.

Mr. Ormsbee moved

To suspend rules and take up

Council Bill No. 23.

Roll call showed:

Yeas, 22.

Nays, 4.

Those voting in the affirmative were:

Allen of the Sixth district, Allen of the Twenty-first, Beatty, Brennon, Carrington, Greer, Johnson, McDaniel, Merrick, Ozmun, Ormsbee, Peery, Pfaff, Rathburn, Scott, Stanley, Stovall, Stone, Wallace, Wimberly and Mr. Speaker.

Those voting in the negative were:

Clardy, Cunningham, Faris, Farnsworth and Moyle.

So the rules were suspended.

And the House proceeded to consider the bill.

Mr. Speaker stated the question:

Shall the bill pass?

Notwithstanding the objections of the Governor.

Mr. Ormsbee moved

To reconsider vote by which rules were suspended to consider Council Bill No. 23.

Roll call showed:

Yeas, 16.

Nays, 10.

Those voting in the affirmative were:

Allen of the Twenty-first district, Brennon, Clardy, Farnsworth, Greer, Johnson, Merrick, Moyle, Ozmun, Ormsbee, Pfaff, Scott, Stanley, Stovall, Wimberly and Mr. Speaker.

Those voting in the negative were:

Allen of the Sixth district, Beatty, Carrington, Cunningham, Faris, McDaniel, Peery, Rathburn, Stone and Wallace.

So the motion was reconsidered.

Moved that

Council Bill No. 23 and veto message be referred to Committee on Judiciary.

Roll call showed:

Yeas, 16.

Nays, 10.

Those voting in the affirmative were:

Allen of the Twenty-first district, Carrington, Clardy, Farnsworth, Greer, Johnson, McDaniel, Merrick, Ozmun, Ormsbee, Pfaff, Scott, Stanley, Stovall, Wimberly and Mr. Speaker.

Those voting in the negative were:

Allen of the Sixth district, Beatty, Brennon, Cunningham, Faris, Moyle, Peery, Rathburn, Stone and Wallace.

So the bill was referred to the Judiciary Committee.

Mr. Wimberly, by consent, called up

Council Bill No. 46,

An act to legalize water works bonds of Kingfisher, and moved

To suspend the rules and consider the bill.

Roll call:

Yeas, 25.

Nays, none.

Mr. Beatty not voting.

Mr. Wimberly moved

That the House go into Committee of the Whole for consideration of Council Bill No. 46.

Roll call showed:

Yeas, 21.

Nays, 2.

Those voting in the affirmative were:

Allen of the Twenty-first district, Bren on, Carrington, Clardy, Cunningham, Faris, Farnsworth, Greer, Johnson, McDaniel, Merrick, Moyle, Ozmun, Ormsbee, Peery, Pfaff, Scott, Stovall, Stone, Wallace, Wimberly.

Those voting in the negative were:

Beatty, Rathburn.

So the House resolved itself into Committee of the Whole on Council Bill No. 46,

With Greer in the chair.

At 11:50 a. m. Committee of the Whole arose and reported that the bill do pass,

Mr. Wimberly moved

To suspend rules, read bill by title and place bill on its passage.

Roll call showed:

Yeas. 25.

Nays, none.

Mr. Speaker not voting.

So the bill was passed.

AFTERNOON SESSION.

Roll call showed all members present except McDaniel, who reported subsequently.

Mr. Scott moved

To reconsider vote by which

Council Bill No. 23

Was referred to Committee on Judiciary.

Mr. Wimberly moved

To lay Mr. Scott's motion on table.

Roll call showed:

Yeas, 7.

Nays, 19.

Those voting in the affirmative were:

Clardy, Cunningham, Johnson, Moyle, Ozmun, Ormsbee, Wimberly.

Those voting in the negative were:

Allen of the Sixth district, Allen of the Twenty-first district, Beatty, Brennon, Carrington, Faris, Farnsworth, Greer, McDaniel, Merrick, Peery, Pfaff, Rathburn, Scott, Stanley, Stovall, Stone, Wallace, Mr. Speaker.

So the motion to lay on the table was lost.

Roll call on motion to reconsider:

Yeas, 19.

Nays, 7.

Those voting in the affirmative were:

Allen of Sixth district, Allen of Twenty-first district, Beatty, Brennon, Carrington, Faris, Farnsworth, Greer, McDaniel, Merrick, Moyle, Peery, Pfaff, Rathburn, Scott, Stanley, Stone, Wallace, Mr. Speaker.

Those voting in the negative were:

Clardy, Cunningham, Johnson, Ozmun, Ormsbee, Stovall, Wimberly.

So the motion to reconsider was carried.

Mr. Peery moved to pass

Council Bill No. 23,

Notwithstanding the objections of the Governor.

Roll call showed:

Yeas, 18.

Nays, 8.

Those voting in the affirmative were:

Allen of the Sixth district, Allen of the Twenty-first district, Beatty, Brennon, Carrington, Farnsworth, Greer, McDaniel, Merrick, Ozmun, Ormsbee, Peery, Rathburn, Scott, Stanley, Stone, Wallace, Mr. Speaker.

Those voting in the negative were:

Clardy, Cunningham, Faris, Johnson, Moyle, Pfaff, Stovall, Wimberly.

So the bill passed notwithstanding the objections of the Governor.

Mr. Faris explained why he voted no as follows:

I vote no because I believe the bill had ought to have been ratified by the Congress of the United States.

Mr. Cunningham explains why he voted no as follows:

Mr. Speaker:

The permanency of a government based on free institutions depends on the supremacy of the law; she stands by the altar of our country, like some Vestal virgin, crowned with the laurel, chaste and pure, cold and passionless, yet just and beautiful beyond comparison. A revelation of that chasity, a desecration of that purity, or a blighting of that beauty is a disgrace to the Nation, the community or the individual that causes it. The passage of this bill over the veto of the Governor is in direct violation of law, and a most flagrant outrage of the body of the law. It cannot be perpetuated with my vote. I vote, *No*.

Mr. Johnson explained his vote as follows:

This is a legal question. The executive power denies the authority of the legislative. We have requested the House to refer the veto to the Judiciary Committee that we might intelligently consider the question from a legal stand point. The House has refused. The Governor's veto is backed by a legal opinion from the highest legal authority in the Territory. I believe a man learned in the law knows.

Mr. Ormsbee explained his vote as follows:

Mr. Speaker: I desire to explain my vote and ask that same be placed

the record. This house having refused to submit the question of the legality of this bill to the supreme court, I am left to vote according to personal conviction of the law in the case. I therefore vote aye.

Mr. Greer explained his vote as follows:

I vote yes because every territory whose statutes I have been able to search has passed a similar law and no one questioned the right, except the supreme court of Idaho; because the construction put on the United States Statutes by the supreme court of Idaho, by the Governor of Oklahoma, and by a few members on this floor, is subject to reversal in the opinion of other learned lawyers, and by the conscientious common sense of those not learned in the law; because it is evident that the government never intended to block the business of territorial legislatures and meant only to control the officers payable from the *government appropriation*; because the officers therein provided for are absolutely indispensable to the expeditious transaction of the business of this assembly, as acknowledged by the Governor in his veto; because the Attorney General, who gives his opinion adverse to this bill, was a member of the Council of the First Legislative Assembly of the Territory of Oklahoma and voted for a bill for the same purpose as this bill, under which the officials named therein served and were paid without question.

FRANK GREER.

Mr. Cunningham moved
To withdraw from Committee of the Whole
House Bill No. 41,
Which was a special order for 2 p. m.

Motion carried.

Mr. Cunningham moved
To postpone
House Bill No. 41 indefinitely.

Motion carried.

Clerk read
Council Bill No. 57,
An act to legalize the recording of deeds by county clerks.

Bill read first time.

Introduction of bills.

Mr. Rathburn introduced
House Bill No. 53,

An act to repeal certain sections of the statutes relating to county bonds.

Read first time.

Mr. Stanley introduced
House Bill No. 54,

An act to authorize county, city, township and school district treasurers to register all warrants and orders for payment of money drawn on them and not paid for want of funds.

Bill read first time.

Mr. Stanley introduced
House Bill No. 55,

An act giving owners of bulls, stallions and jacks a lien on certain

stock therein named.

Read first time.

House adjourned.

P. O. CASSIDY,
Chief Clerk.

TWENTY-FOURTH DAY.

GUTHRIE, O. T., February 2, 1893.

House met pursuant to adjournment.

Roll call found all present except
Messrs. Stone and Wimberly.

Both of whom reported subsequently.

Prayer by Chaplain.

Journal read and approved.

Message from Council.

TERRITORY OF OKLAHOMA,
COUNCIL CHAMBER,
GUTHRIE, O. T., February 2, 1893.

Mr. Speaker:

I am directed by the Council to transmit to your honorable body
Council bill No. 23,

"An act providing for additional instructions and for issuing diplomas
by the Normal school,"

Which the Council has passed and respectfully ask your concurrence therein.

Yeas, 11.

Nays, 1.

Very truly,

ED. L. DUNN,
Chief Clerk.

Regular order.

Report of committees.

Mr. Speaker:

Your committee to whom was referred

House bill No. 49,

Have had the same under consideration and direct me to report the same back to the House with the recommendation that the same do pass.

R. C. BRENNON,
Chairman of Committee.

Majority report:

GUTHRIE, O. T., February 1, 1893.

We, your committee on Regulation of Liquor Traffic, to whom was referred

House Bill No. 18,

Beg leave to report that we have examined the bill and recommend that it do not pass.

D. W. PEERY,
JOHN A. WIMBERLY,
FRANK H. GREER,
JOHN H. BEATTY,
Committee on Regulation of Liquor Traffic.

Minority report:

GUTHRIE, O. T., February 1, 1893.

I, the minority on the Committee for the Regulation of the Liquor Traffic, to which was referred

House Bill No. 18,

Have examined the bill and I recommend its passage.

O. P. RATHBURN.

Mr. Allen of the Twenty-first district moved

That the bill be recommended to the Committee on Judiciary.

The roll being called there were;

Yeas, 9.

Nays, 15.

Those voting in the affirmative:

Allen of the Twenty-first district, Brennon, Carrington, Cunningham, Faris, Farnsworth, Rathburn, Scott and Stovall.

Those voting in the negative:

Allen of the Sixth district, Beatty, Clardy, Greer, Johnson, McDaniel, Moyle, Ozmun, Ormsbee, Peery, Pfaff, Stanley, Stone, Wallace, Wimberly.

So the motion failed.

Mr. Rathburn moved

That the minority report be substituted for the majority report.

The roll being called there were:

Yeas, 6.

Nays, 20.

Those voting in the affirmative.

Allen of the Twenty-first district, Brennon, Farnsworth, McDaniel, Rathburn and Scott.

Those voting in the negative:

Allen of the Sixth district, Beatty, Carrington, Clardy, Cunningham, Faris, Greer, Johnson, Merrick, Moyle, Ozmun, Ormsbee, Peery, Pfaff, Scott, Stanley, Stovall, Wallace, Wimberly and Mr. Speaker.

The roll being called on the adoption of the majority report there were:

Yeas, 18.

Nays, 8.

Those voting in the affirmative:

Beatty, Carrington, Clardy, Cunningham, Faris, Greer, Johnson, Merrick, Moyle, Ozmun, Ormsbee, Peery, Pfaff, Scott, Stanley, Stovall, Wimberly and Mr. Speaker.

Those voting in the negative:

Allen of the Sixth district, Allen of the Twenty-first district, Brennon, Farnsworth, McDaniel, Rathburn, Stone and Wallace.

So the motion was adopted and the bill rejected.

Introduction of bills:

House bill No. 56,

By Mr. Brennon of the Fourth district.

An act to regulate the labor system and pay for the same.

Passed first reading.

Resolutions introduced.

Mr. Ormsbee introduced

The following resolution and moved its adoption:

Resolved, That before any appointment or election of clerks and other employes of this House shall be made, applicants shall submit to an examination relative to their fitness to fill the position applied for, by the Speaker, or such committee as he may appoint, of which the Enrolling Clerk shall be a member.

The roll being called there were.

Yeas, 23.

Nays, 2.

Those voting in the affirmative:

Allen of the Sixth district, Allen of the Twenty-first district, Beatty, Carrington, Clardy, Cunningham, Faris, Farnsworth, Greer, Johnson, McDaniel, Merrick, Moyle, Ozmun, Ormsbee, Pfaff, Rathburn, Scott, Stanley, Stovall, Stone, Wimberly and Mr. Speaker.

Those voting in the negative:

Brennon and Peery.

Mr. Allen introduced

The following resolution and moved its adoption.

WHEREAS, It is publicly charged that there has been fraud and wrong doing and open dishonesty in the management of certain State institutions, therefore be it

Resolved, That a committee of five members of this House be appointed by the Speaker to investigate and ascertain and report to this House whether or not there be any justification for such rumors, and any information which they may collect on the subject. Such committee shall have power to send for persons and papers, necessary to a full investigation of the subject.

Mr. Greer introduced as a substitute
House Concurrent Resolution No. 10,
Covering the same,
And moved its adoption.

The roll being called there were:

Yeas, 24.

Nays, 2.

Those voting in the negative were:

Messrs. Clardy and Rathburn.

Mr. Brennan introduced the following resolution, which was laid over for one day:

Resolved, That the House during its term pay no attention to newspaper reports.

Report of Committee on Education:

Mr. Speaker.

The Committee on Education return
House Bill No. 5

And recommend that it pass with the following amendment, to-wit:

That Articles 4, 6, 7, 8, 8, 9, 10, 11, 12, 13 and 14, of Chapter 79, be and the same are hereby repealed.

W. B. STONE, Chairman.

J. J. MERRICK, Secretary.

Minority report:

Mr. Speaker:

We, your minority Committee on Education, beg leave to make the following report on

House Bill No. 5,

Recommending that it do not pass at this time, but that a Joint Committee of Education from both houses be called, and all friends of the various bills of both houses be invited before that committee, and also that the Territorial Superintendent of Education be invited to attend.

JAS. K. ALLEN.

J. C. CARRINGTON,

Mr. Wimberly moved

That the minority report be substituted for the majority report.

The roll being called there were.

Yeas, 20.

Nays, 5.

Those voting in the affirmative:

Allen of Twenty-first district, Brennon, Carrington, Cunningham, Faris, Farnsworth, Greer, Johnson, McDaniel, Moyle, Ozmun, Ormsbee, Rathburn, Stanley, Stovall, Stone, Wallace, Wimberly, Mr. Speaker.

Those voting in the negative:

Allen of Sixth district, Clardy, Merrick, Peery, Scott.

So the minority report was substituted for the majority.

Reference of bills.

House Bill No. 53,
To Ways and Means Committee.

House Bill No. 54,
County and Township Organization Committee.

House Bill No. 55,
Ways and Means Committee.

Council Bill No. 57,
Ways and Means Committee.

Mr. Ormsbee moved
That House Bill No. 6,
Be made a special order for 2. p. m.

The roll being called there were:
Yeas, 26.

Mr. Ormsbee moved
That House Bill No. 24,
Be made a special order for 4 p. m.

The roll being called there were:
Yeas, 26.

Nays, none.

House Petition No. 4,
By Mr. Johnson, from citizens of Watonga, was referred to the Committee on Asylums and Public Charities.

House Petition No. 5,
By Mr. Allen, of the Sixth district, was referred to Committee on County and Township Organization.

House adjourned.

AFTERNOON SESSION.

Roll call found all members present.

Mr. Speaker:

I am instructed to transmit to your Honorable Body
Council Bill No. 53,

An act to amend Section 5, Article 6, Chapter 24, of the Oklahoma

Statutes, entitled, "An act providing for county commissioners and defining the duties thereof," also

Council Bill No. 54,

An act establishing fees and salaries of public officers, which the Council has passed, and ask your concurrence therein.

Very truly,
ED. L. DUNN,
Chief Clerk.

Special order.

House Bill No. 6.

The House resolved into a Committee of the Whole with Mr. Greer in the chair.

Committee arose at 3:05 p. m. and reported, with a recommendation that the bill pass.

Which report was adopted.

Mr. Pfaff moved

That the rules be suspended, bill considered engrossed, read a third time by title and placed on its passage.

The roll being called there were:

Yeas, 11.

Nays, 14.

Those voting in the affirmative:

Allen of the Twenty-first district, Clardy, Cunningham, Farnsworth, Johnson, Ozmun, Ormsbee, Pfaff, Stanley, Stovall, Wimberly.

Those voting in the negative:

Allen of the Sixth district, Beatty, Brennon, Faris, Greer, McDaniel, Merrick, Moyle, Peery, Rathburn, Scott, Stone, Wallace, Mr. Speaker.

So the motion failed and the rules were not suspended and the bill was ordered engrossed.

Mr. Wimberly moved

That the House go into Committee of the Whole for special order on House Bill No. 24.

Motion carried, and the House resolved itself into Committee of the Whole, with Mr. Wimberly in the chair.

At 4 p. m. committee rose and reported as follows:

That House Bill No. 24

Was amended by adding in line 2, Section 4, after the approval "and publication," and that as amended that the bill do pass.

Report adopted.

Mr. Pfaff moved

To suspend the rules, read bill third time and place it upon its passage.

Roll call showed:

Yeas, 16.

Nays, 10.

Those voting in the affirmative:

Allen of Twenty-first district, Brennon, Carrington, Clardy, Cunningham, Farnsworth, Greer, McDaniel, Moyle, Ozmun, Ormsbee, Pfaff, Scott, Stovall, Wallace, Wimberly.

Those voting in the negative were:

Allen of Sixth district, Beatty, Faris, Johnson, Merrick, Peery, Rathburn, Stanley, Stone, Mr. Speaker.

So the motion was lost.

Mr. Ormsbee moved to read

House Bill No. 24

Third time and place it upon its passage.

Motion carried.

Mr. Ormsbee moved

To reconsider the vote to read bill third time and place it upon its passage.

Motion carried.

Mr. Pfaff moved

That the bill be engrossed.

Motion carried.

So the bill was ordered engrossed.

House adjourned.

P. O. CASSIDY,
Chief Clerk.

TWENTY-FIFTH DAY.

GUTHRIE, February, 3, 1893.

House met pursuant to adjournment.

Roll call showed all present except:

Allen of the Sixth district, Greer and Johnson,

All of whom reported subsequently.

Prayer by Chaplain.

Journal read and approved.

Mr. Farnsworth asked unanimous consent to withdraw
House Bill No. 47
From House.

Which was granted.

Business left over.

Brennon's resolution to pay no attention to reporters was called up.

Cunningham moved
To lay the resolution on the table.

Motion carried.

Cunningham moved
To reconsider the vote by which resolution was laid on table.

Motion lost.

Mr. Cunningham offered the following resolution:

Resolved, That the Secretary be, and he hereby is requested, to, at once, cause the locks on desks of members to be put in repair, so that papers and property of members may be safely kept.

On motion, the resolution was adopted.

Report of committees.

Committee on Judiciary reported

House Bill No. 50,

An act to legalize the recording of conveyances, as follows:

Mr. Speaker:

Your Committee on Judiciary having had
House Bill No. 50

Under consideration, instruct me to report the bill back to the House
with the recommendation that it do pass.

T. ORMSBEE,
Chairman Committee.

House Bill No. 52 as follows:

Mr. Speaker.

Your Committee on Judiciary have had
House Bill No. 52

Under consideration, and I am instructed to report the bill back to
the House with the recommendation that it do pass.

T. ORMSBEE,
Chairman Committee.

House Bill No. 48 as follows:

Mr. Speaker:

Your Committee on Judiciary having had
House Bill No. 48

Under consideration, instruct me to report the bill back to the House
with the recommendation that it do pass.

T. ORMSBEE,
Chairman Committee.

House Bill No. 54, as follows:

Mr. Speaker:

We, your Committee on County and Township Organization, beg leave to report

House Bill No. 54,

And recommend that it do pass.

J. H. BEATTY,
Chairman Committee.

Introduction of bills.

Mr. Cunningham introduced

House Bill No. 57,

An act to amend Chapter 25, Statutes of Oklahoma, entitled, "Gambling."

Read first time.

And House Bill No. 58,

An act relating to publishing the reports and decisions of the Supreme Court of Oklahoma Territory.

Read first time.

Mr. McDaniel introduced

House Bill No. 59,

Relating to contracts for conditional sale of railroad and street railroad equipments.

Read first time.

Mr. Stone introduced

House Bill No. 60,

An act to locate penitentiary.

Read first time.

Mr. Wallace introduced

House Bill No. 61,

An act relating to admission and qualification of attorneys, being a substitute for

House Bill No. 44.

Bills on their passage.

House Bill No. 1

Being called up the House went into Committee of the Whole on motion of Mr. Beatty, with Mr. Ormsbee in the chair.

At 11:45 a. m. the committee rose and reported as follows:

That the title of

House Bill No. 1

Be amended as follows:

After the words "Chapter 1," in the second line of the title the words, "entitled shipmasters and pilots," and after the words "Chapter 1" at the end of said line the words, "entitled ship managers," and by striking out the words, "or the Statutes," and by adding to the end of the title the words, "also Section 25 of Article 7, Chapter 17, entitled, contracts, of the Statutes of Oklahoma." and by adding to said bill Section 2, as follows: "This act shall take effect and be in force from and after its passage and approval," and that as amended the bill do pass.

On motion, the report was adopted.

House adjourned.

AFTERNOON SESSION.

Roll call found all members present.

House Bill No. 1

Was ordered engrossed.

Message from Council:

TERRITORY OF OKLAHOMA,
COUNCIL CHAMBER,
GUTHRIE, February 3, 1893.

Mr. Speaker:

I am directed to transmit to your Honorable Body
Council Bills No. 1 to 14 inclusive,
Which the Council have passed, and respectfully request your concurrence therein.

Very truly
ED. L. DUNN,
Chief Clerk.

Council Bill No. 1,

An act to repeal Chapter 51 and Chapter 52, entitled, "Masters and Servants, and Mind Products."

Read first time.

Council Bill No. 2,

An act to repeal an article entitled "Definitions, Divisions and Maxims," of Chapter 29, of the Statutes of Oklahoma.

Read first time.

Council Bill No. 3,

An act to repeal article 3 of chapter 30, entitled, "Deposits, in form of Loans, and Relating to Deposits.

Council Bill No. 4,

An act to repeal Chapter 39 of the Statutes of Oklahoma, relating to guarantees.

Council Bill No. 5,

An act to repeal sections 1 to 81, inclusive, of chapter 44, Statutes of Oklahoma, relating to insurance.

Read first time.

Council Bill No 6,

An act to repeal chapter 60 of the Statutes of Oklahoma, relating to obligations.

First reading.

Council Bill No. 7,

An act to repeal article 2, entitled, "Ownership," and article 3, entitled, "General Definitions," of chapter 67, Statutes of Oklahoma, relating to property.

First reading.

Council Bill No. 8,

An act to repeal chapter 78 of the Statutes of Oklahoma, relating to specific obligations.

Read first time.

Council Bill No. 9,

An act to repeal article 6, entitled, "Trusts in General, and article 7, entitled, "Trusts for Benefit of Third Persons," relating to transfers.

First reading.

Council Bill Mo. 10,

An act to repeal article 3 of chapter 86, entitled, "Transfers of Personal Property."

Read first time.

Council Bill No. 11,

An act to repeal chapter 80, relating to specific and preventive relief.

Council Bill No. 12,

An act to repeal article 1, chapter 86, relating to transfers.

Read first time.

Council Bill No. 13,

An act to repeal chapter 1, Statutes of Oklahoma, relating to agents and agencies.

Read first time.

Council Bill No. 14,

An act to repeal article 2, chapter 54, Statutes of Oklahoma, entitled, "Pledges," and relating to mortgages.

Report of Committee on Engrossed Bills:

Mr. Speaker:

Your Committee on Engrossed Bills have examined

House Bill No. 24,

"An act to amend section 4 of article 2 of chapter 75, entitled "Revenue," being paragraph 6134 of the Statutes of Oklahoma," and find it correctly engrossed.

R. C. BRENNON,
Chairman Committee.

Mr. Ormsbee moved

That House Bill No. 24

Be placed on its passage.

Which motion prevailed.

Shall the bill pass?

The roll being called there were:

Yeas, 25.

Nays, 0.

Mr. Stovall absent and not voting.

Mr. Wimberly moved

That the House resolve itself into a Committee of the Whole for consideration of

House bill No. 49.

Which motion failed.

Report of Committee on Judiciary.

Mr. Speaker:

Your Committee on Judiciary, to whom was referred
House bill No. 28,

Have had the same under consideration and instruct me to report
the bill back to the House with the recommendation that it be passed.

T. ORMSBEE,
Chairman of Committee.

The Committee on railroads was granted further time to report.

Introduction of bills:

House bill No. 62,

By Mr. Beatty.

An Act to prescribe a criminal code.

Read first time.

House bill No. 63,

By Mr. Beatty.

An act to prescribe a code of civil procedure.

Read first time.

The Judiciary Committee were granted further time to report on

House bill No. 22,

House bill No. 34,

House bill No. 4,

House bill No. 3.

House bill No. 9 and

House bill No. 8.

Mr. Wallace introduced

The following resolution:

WHEREAS, The organic law provides that there shall be appropriated annually a sufficient sum to be expended by the Secretary of the Territory to defray the expenses of the Legislative Assembly of Oklahoma, and

WHEREAS, Quite a number of the members wish to send the Governor's message and other documents of public interest to their constituents; be it

Resolved, By this House of Representatives, that the Secretary of the Territory be and is hereby requested to furnish to each member of the House five dollars' worth of stationery, including stamps, envelopes, cards, paper, etc.

The roll being called on the adoption there were:

Yeas, 9.

Nays, 12.

Those voting in the affirmative:

Carrington, Faris, Farnsworth, Johnson, Ormsbee, Peery, Rathburn, Wallace and Mr. Speaker.

Those voting in the negative:

Allen of the Twenty-first district, Beatty, Clardy, Cunningham, Greer, Merrick, Moyle, Pfaff, Scott, Stanley, Stone and Wimberly.

So the resolution failed.

TERRITORY OF OKLAHOMA,
COUNCIL CHAMBER,
GUTHRIE, O. T., February 3, 1893.

Mr Speaker:

I am instructed to transmit to your honorable body
Council bill No. 32,
Council bill No. 46, also
Council Concurrent Resolution No. 5
For the signature of the Speaker and for transmittal to the Governor.

Very respectfully,
ED. L. DUNN,
Chief Clerk.

Report of Committee on Engrossed Bills.

GUTHRIE, O. T., February 3, 1893.

Mr. Speaker:

Your Committee on Engrossed Bills having examined
House bill No. 1,
An act repealing statutes concerning shipmasters and pilots report
that we find it correctly engrossed.

R. C. BRENNON.

Message from Council.

TERRITORY OF OKLAHOMA,
COUNCIL CHAMBER,
GUTHRIE, February 3, 1893.

Mr. Speaker:

I am instructed to transmit to your honorable body
House Concurrent Resolution No. 10,
Which the Council has amended and passed, and ask the concurrence
of the House in said amendment.

Very truly,
ED. L. DUNN,
Chief Clerk.

Council bill No. 32,
Council bill No. 46 and
Council Concurrent Resolution No. 5
Were referred to His Excellency, the Governor.

Mr. Peery moved.

That the House refuse to concur in Council amendment to
House Concurrent Resolution No. 10.

The roll being called there were:

Yeas, 25.

Nays, 0.

Mr. Wallace being absent and not voting.

Ms. Beatty moved

That the rules be suspended and

House bill No. 62 and

House bill No. 63

Be referred to Committee on Judiciary.

The roll being called there were:

Yeas, 25.

Nays, 0.

Mr. McDaniel being absent and not voting.

The house adjourned.

P. O. CASSIDY,
Chief Clerk.

TWENTY-SIXTH DAY.

GUTHRIE, February 4, 1893.

House met pursuant to adjournment.

Prayer by Chaplain.

On motion, reading of Journal was dispensed with.

Regular order of business.

Report of committees.

Council Bill No. 57:

Mr. Speaker:

Your Committee on Ways and Means have had under consideration

Council Bill No. 57,

And direct me to report the same back with the recommendation that the same be referred to the Judiciary Committee.

R. C. BRENNON,
Chairman Committee.

House Bill No. 55:

Mr. Speaker:

Your Committee on Ways and Means to whom was referred

House Bill No. 55

Have had the same under consideration, and direct me to report the same back to the House with the recommendation that the same be passed.

R. C. BRENNON,
Chairman Committee.

House Bill No. 47:

Mr. Speaker:

Your Committee on Roads and Highways beg leave to make the following report: We have examined

House Bill No. 47,

And recommend its passage.

B. J. CLARDY,
Chairman Committee.

Majority report.

Introduction of bills.

Mr. Rathburn introduced

House Bill No. 64,

An act to regulate the place of advertising of legal notices.

Bills read first time and referred:

House Bill No. 61,

Judiciary Committee.

House Bill No. 59,

Railroad Committee.

House Bill No. 57,

Judiciary Committee.

House Bill No. 58,

Printing Committee.

Council Bill No. 1,

Judiciary Committee.

Council Bill No. 2,

Judiciary Committee.

Council Bill No. 3,

Judiciary Committee.

Council Bill No. 4,

Judiciary Committee.

Council Bill No. 5,

Insurance Committee.

Council Bill No. 6,

Judiciary Committee.

Council Bill No. 7,

Judiciary Committee.

Council Bill No. 8,

Judiciary Committee.

Council Bill No. 9.

Judiciary Committee.

Council Bill No. 10,
Judiciary Committee.

Council Bill No. 11,
Judiciary Committee.

Council Bill No. 12,
Judiciary Committee.

Council Bill No. 13,
Judiciary Committee.

Council Bill No. 14,
Judiciary Committee.

Bills on third reading:

House Bill No. 1,
An act to repeal law on ship masters and pilots.

Roll call on passage of bill.

Roll call showed:

Yeas, 23.

Nays, 0.

Those voting in the affirmative:

Allen of the Sixth district, Allen of the Twenty-first district, Beatty, Brennon, Carrington, Clardy, Cunningham, Faris, Farnsworth, Greer, Merrick, Moyle, Ozmun, Ormsbee, Peery, Pfaff, Rathburn, Scott, Stanley, Stovall, Stone, Wimberly and Mr. Speaker.

Those voting in the negative: None.

Johnson, Greer and Wallace absent and not voting.

So the bill passed.

Mr. Cunningham moved

To strike out the title and insert the following:

An act to repeal article XI and Article XII of chapter I, and section 25, article VI chapter XVII of the States of Oklahoma.

Motion carried.

House Bill No. 6,

Being called up the roll call on its passage showed:

Yeas, 21.

Nays, 1.

Those voting in the affirmative:

Allen of the Sixth district, Allen of the Twenty-first district, Beatty, Carrington, Clardy, Cunningham, Faris, Farnsworth, Greer, Merrick, Moyle, Ozmun, Ormsbee, Pfaff, Rathburn, Scott, Stanley, Stovall, Stone, Wimberly and Mr. Speaker.

Those voting in the negative:

Mr. Peery.

So the bill passed and the title was agreed to.

The House then resolved itself into a Committee of the Whole, with Mr. Peery in the Chair, by vote of the House, for the consideration of bills on their second reading.

At 12:15 p. m. the committee rose and reported that
House Bill No. 49

Do pass, and reported progress on
House Bill No. 50.

Report adopted.

Message from the Governor:

EXECUTIVE DEPARTMENT,
GUTHRIE, O. T., February 4, 1893.

To the Speaker of the Legislative Assembly of the Territory of Oklahoma:

SIR—Having considered and approved
Council Bill No. 46 and
Council Bill No. 32, and also
Council Concurrent Resolution No. 5,

On yesterday, I this day at 9:30 a. m. caused them to be delivered to
the Secretary of this Territory, according to law.

Very respectfully,

A. J. SEAY, Governor.

On motion House adjourned until 2 p. m., February 6, 1893,

P. O. CASSIDY,
Chief Clerk.

TWENTY-EIGHTH DAY.

GUTHRIE, O. T. February 6, 1893.

House met pursuant to adjournment.

Roll call found all members present except

Allen of the Sixth, Brennon, Carrington, Faris, Farnsworth, Greer,
Moyle, Peery, Pfaff, Stanley and Stovall,

All of whom reported subsequently.

Prayer by Chaplain.

Journal read and approved.

Regular order.

Cummunication from Secretary of the Territory presented by Mr. Cunningham.

DEPARTMENT OF THE INTERIOR,
WASHINGTON, D. C., January, 31, 1893.

To the Secretary of Oklahoma Territory, Guthrie, O. T.:

SIR—I have to acknowledge the receipt of your communication of the 24th instant, inclosing copy of resolution of the House of Representatives of the Territory, making request of this department for a copy of Revised Statutes and second supplement thereto and Gould and Tucker's Notes, and in reply to say that the department is supplied with only a sufficient number of copies of the Revised Statutes and supplement for its own official use and from this number it is impracticable to furnish the Legislatures of the several Territories with these volumes, nor is any appropriation made from which it is able to purchase them for this purpose. These volumes can, however, be procured by purchase from the honorable Secretary of State, under whose supervision they are prepared. Gould and Tucker's Notes is not a public document and will therefore have to be secured by purchase from some book dealer.

Very respectfully,
GEO. CHANDLER,
Acting Secretary.

TERRITORY OF OKLAHOMA,
SECRETARY'S OFFICE,
GUTHRIE, O. T., February 4, 1893.

Hon. Harper S. Cunningham, House of Representatives, O. T.:

DEAR SIR—I herewith enclose you letter from Acting Secretary of the Interior, which explains itself.

Very respectfully,
ROBERT MARTIN,
Secretary Territory.
Per Orner.

Please return to this office.

ORNER.

On motion of Mr. Wimberly

The House resolved itself into Committee of the Whole for the consideration of bills.

With Mr. Wimberly in the chair.

At 3:20 the committee rose and reported as follows:

Mr. Speaker:

Your Committee of the Whole have had under consideration
House Bill No 50

And recommend that it do pass.

We, your committee having under consideration

House Bill No. 54, recommend the following amendments, to-wit:

The title be amended as follows: Add to said title the following words:

And repealing section 45 of article 6 of chapter 24 of the Statutes of Oklahoma.

Between the words "and" "such" in the seventh line of section 2 insert the following: "All warrants heretofore registered in his office and yet unpaid, and all warrants registered hereafter."

In the fourth line of section 3 strike out the words: "In compliance with the provisions of this act."

In the eighth line of section 3 strike out the word "therein."

In the ninth line of section 3 strike out the word "before" and insert in lieu thereof the word "between."

In the seventh line of section 4 strike out the words "presented and is."

At the end of section 4 add the following: "And all warrants registered as provided by this act and not paid for want of funds, shall draw interest at the rate of 6 per cent per annum."

After section 4 add section 5 as follows: "Section 45 of article 6 of chapter 24 of the Statutes of Oklahoma, and all acts and parts inconsistent with these acts are hereby repealed."

Change original section 5 to section 6.

And so amended recommend that the bill do pass.

Your committee, having had under consideration
House Bill No. 28,

Amended the same by inserting in the first line of the second section, between the words "its" "approval," the words "passage and," and as amended recommend that the bill do pass.

The report of the committee was adopted.

Regular order.

Report of committees.

The Judiciary Committee reported as follows:

Council Bill No. 1.

Mr. Speaker:

Your Committee on Judiciary, having had
Council Bill No. 1

Under consideration, instruct me to report the same back to the House with the recommendation that it do pass.

T. ORMSBEE,
Chairman Committee.

Council Bill No. 2.

Mr. Speaker:

Your Committee on Judiciary, having had
Council Bill No. 2

Under consideration, instruct me to report the same back to the House with the recommendation that it do pass.

T. ORMSBEE,
Chairman Committee.

Council Bill No. 3.

Mr. Speaker:

Your Committee on Judiciary, having had
Council Bill No. 3

Under consideration, instruct me to report same back to the House
with the recommendation that it do pass.

T. ORMSBEE,
Chairman Committee.

Council Bill No. 4.

Mr. Speaker:

Your Committee on Judiciary, having had
Council Bill No. 4

Under consideration, instruct me to report the same back to the
House with the recommendation that it do pass.

T. ORMSBEE,
Chairman Committee.

Council Bill No. 6.

Mr. Speaker:

Your Committee on Judiciary, having had
Council Bill No. 6

Under consideration, instruct me to report the same back to the
House with the recommendation that it do pass.

T. ORMSBEE,
Chairman Committee.

Council Bill No. 7.

Mr. Speaker:

Your Committee on Judiciary, having had
Council Bill No. 7

Under consideration, instruct me to report the same back to the
House with the recommendation that it do pass:

T. ORMSBEE,
Chairman Committee.

Council Bill No. 8.

Mr. Speaker.

Your Committee on Judiciary having had
Council Bill No. 8

Under consideration, instruct me to report the same back to the
House with the recommendation that it do pass.

T. ORMSBEE,
Chairman Committee.

Council Bill No. 9.

Mr. Speaker.

Your Committee on Judiciary, having had
Council Bill No. 9

Under consideration, instruct me to report same back to the House
with the recommendation that it do pass.

T. ORMSBEE,
Chairman Committee.

Council Bill No. 10.

Mr. Speaker:

Your Committee on Judiciary, having had
Council Bill No. 10

Under consideration, instruct me to report it back to the House with
the recommendation that it do pass.

T. ORMSBEE,
Chairman Committee.

Council Bill No. 11.

Mr. Speaker:

Your Committee on Judiciary, having had
Council Bill No. 11

Under consideration, instruct me to report same back to the House
with the recommendation that it do pass.

T. ORMSBEE,
Chairman Committee.

Council Bill No. 12.

Mr. Speaker:

Your Committee on Judiciary, having had
Council Bill No. 12

Under consideration, instruct me to report same back to the House
with the recommendation that same do pass.

T. ORMSBEE,
Chairman Committee.

Council Bill No. 13.

Mr. Speaker:

Your Committee on Judiciary, having had
Council Bill No. 13

Under consideration, have instructed me to report same back to the
House with the recommendation that it do pass.

T. ORMSBEE,
Chairman Committee.

Council Bill No. 14.

Mr. Speaker:

Your Committee on Judiciary, having had
Council Bill No. 14

Under consideration, instruct me to report the same back with the
enclosed substitute, which is recommended to pass.

T. ORMSBEE,
Chairman Committee.

Council Bill No. 57.

Mr. Speaker:

Your Committee on Judiciary, having had
Council Bill No. 57

Under consideration, instruct me to report same back to the House
with the recommendation that it do pass.

T. ORMSBEE,
Chairman Committee.

House Bill No. 34.

Mr. Speaker:

Your Committee on Judiciary, having had
Council Bill No. 34

Under consideration, instruct me to report same back to the House
with the recommendation that it do pass.

T. ORMSBEE,
Chairman Committee.

Mr. Cnnningham moved

That the rule providing for the printing of bills be suspended on
Council bills reported.

Roll call showed:

Yeas, 17.

Nays, 0.

Those voting in the affirmative were:

Allen of the Twenty-first district, Beatty, Clardy, Cunningham, Greer,
Johnson, McDaniel, Merrick, Ozmun, Ormsbee, Pfaff, Rathburn, Scott,
Stone, Wallace, Wimberly and Mr. Speaker.

Those voting in the negative: None.

So the motion prevailed.

Committee on appropriations reported as follows:

House Bill No. 29.

Mr. Speaker:

Your Committee on Appropriations, having under consideration

House Bill No. 29,

Recommend that it do pass.

J. K. ALLEN,
Chairman Committee.

House Bill No. 30.

Mr. Speaker:

Your Committee on Appropriations, having

House Bill No. 30

Under reconsideration, recommend that it do pass.

J. K. ALLEN,
Chairman Committee.

Introduction of bills:

Mr. Greer introduced

House Bill No. 65,

An act governing general and special elections, providing penalties
for violation of the provisions thereof and repealing chapter 33 of the
Statutes of Oklahoma.

Read first time and referred to Committee on Judiciary.

Mr. Greer introduced

House Bill No. 66,

An act to establish a permanent grand seal for the Territory of Okla-
homa.

Read first time and referred to Judiciary Committee.

Mr. Ormsbee introduced
House Bill No. 67,

An act to repeal section 6, chapter 17 of the Statutes of Oklahoma,
relating to loan of money.

Read first time and referred to Committee on Judiciary.

Mr. Ormsbee introduced
House Bill No. 68,

An act to amend section 1 of article 5 of chapter 82 of the Statutes of
Oklahoma.

Read first time and referred to Judiciary Committee.

Mr. Ormsbee introduced
House Bill No. 69,

An act to repeal article 4 of chapter 82 of the Statutes of Oklahoma,
the subject of the chapter being "Territorial Officers" and the subject of
the article being "Attorney General."

Mr. Ormsbee introduced
House Bill No. 70,

An act to repeal article 2, chapter 82 of the Statutes of Oklahoma, the
subject of the chapter being "Territorial Officers," and the subject of the
article being "Superintendent of Insurance" and the paragraph 6526.

Read first time and referred to Judiciary Committee.

Mr. Ormsbee introduced
House Bill No. 71,

An act to repeal chapter 53 of the Statutes of Oklahoma, being para-
graphs 3502 and 3508 both inclusive, the subject being, "Militia."

Mr. Ormsbee introduced
House Bill No. 72,

An act to repeal section 2 of article 5 of chapter 82 of the statutes of
Oklahoma, the subject of the chapter being "Territorial Officers," and
the subject of the article being "Salaries and Residence," and the para-
graph 6546.

Read first time and referred to Judiciary Committee.

Mr. Ormsbee introduced
House Bill No. 73,

An act to amend section 1 of chapter 11 of the Statutes of Oklahoma,
the subject being, "Bounties."

Read first time and referred to Judiciary Committee.

Mr. Ormsbee introduced
House Bill No. 74,

An act to repeal sections 2 and 3 of article 1 of chapter 18 of the Stat-
utes of Oklahoma, being paragraphs 945 and 946.

Read first time and referred to Judiciary Committee.

Mr. Stone introduced
House Bill No. 75,

An act to amend sections 1, 2, 3, 4, 5, 6 and 32 of article 1 chapter 48,
entitled "Liquors," of the General Statutes of Oklahoma Territory.

Read first time and referred to Committee on Liquor Traffic.

Resolutions:

Mr. Cunningham introduced

House Concurrent Resolution No. 7,
Memorial to Congress relating to a cabinet office of "Secretary of Labor."

Resolution read.

Mr. Cunningham moved

To suspend the rules and adopt the resolution.

Roll call showed:

Yeas, 14.

Nays, 3.

Those voting in the affirmative were:

Allen of Twenty-first district, Clardy, Cunningham, Greer, McDaniel, Merrick, Ozmun, Ormsbee, Pfaff, Rathburn, Scott, Stone, Wimberly, Mr. Speaker.

Those voting in the affirmative were:

Beatty, Brennon, Wallace.

So the rules were suspended.

Mr. Cunningham moved

The adoption of the resolution.

Roll call showed:

Yeas, 15.

Nays, 2.

Those voting in the affirmative:

Allen of Twenty-first district, Clardy, Cunningham, Greer, Johnson, McDaniel, Merrick, Ozmun, Ormsbee, Pfaff, Rathburn, Scott, Stone, Wimberly, Mr. Speaker.

Those voting in the negative were:

Beatty, Wallace.

Allen of Sixth district, Brennon, Carrington, Faris, Farnsworth, Moyle, Peery, Stanley and Stovall absent and not voting.

So the resolution was adopted.

Message from Council:

TERRITORY OF OKLAHOMA,
COUNCIL CHAMBER,
GUTHRIE, O. T., February 4, 1893.

Mr. Speaker:

I am instructed to transmit to your Honorable Body
House Concurrent Resolution No. 10,

Which the Council amended and which the Council has now receded from, and as passed by the House do concur therein.

Ayes, 10.

Nays, 1.

I also transmit

Council Bill No. 62,

"An act to prohibit the speculation in county warrants by county officials, which the Council has passed, and respectfully ask your concurrence therein.

Very truly,
ED. L. DUNN,
Chief Clerk.

Mr. Rathburn by unanimous consent, introduced petition relative to hours of labor and wages.

Referred to Committee on Labor, Manufactories and Home Industries.

House Bill No. 60,

Referred to Committee on Penitentiaries and Reformatory Institutions.

House Bill No. 64,

Referred to Committee on Judiciary.

House Bill No. 62,

An act to prohibit speculation in county warrants by county officers.

Read first time and referred to Committee on County and Township Organizations.

Mr. Cunningham moved

To suspend the rules and go into Committee of the Whole on Council Bills No. 1 to 14.

Roll call showed:

Yeas, 15.

Nays, 2.

Those voting in the affirmative were:

Allen of Twenty-first district, Beatty, Brennon, Clardy, Cunningham, Greer, Johnson, McDaniel, Merrick, Ozmun, Ormsbee, Pfaff, Scott, Stone, Wallace, Mr. Speaker.

Those voting in the negative were:

Rathburn, Wimberly.

So the motion prevailed and the House went into Committee of the Whole with Mr. Cunningham in the Chair.

At 5:10 o'clock p. m. committee rose, and through its chairman reported progress and asked leave to sit again.

The report was adopted.

Mr. Wimberly moved

That House Bill No. 48,

Be made a special order for 10 a. m. to-morrow.

Motion carried.

House adjourned.

P. O. CASSIDY,
Chief Clerk.

TWENTY-NINTH DAY.

GUTHRIE, O. T., February 7, 1893. .

House met pursuant to adjournment.

Roll call found all present except:

Messrs. Carrington and Ormsbee.

Prayer by Chaplain.

Reading of Journal was dispensed with.

Mr. Speaker announced as Committee for Investigation of Educational Institutions Messrs. Beatty, Johnson and Greer. .

Reports of committees.

Committee on examination of candidates for positions in House.

Majority report:

GUTHRIE, O. T., February 7, 1893.

Mr. Speaker:

Your Committee on examination of applicants for positions in the House of Representatives beg leave to submit to the House the following named persons who have satisfied the committee as to their qualifications:

For assistant chief clerk, L. E. Pitts.

For first assistant enrolling clerk, A. N. Daniels.

For second assistant enrolling clerk, Charles H. Parker.

For assistant sergeant-at-arms, J. M. Taylor.

For janitor, Tucker Gilmore.

For pages, Florence Hadley, Jennie Murphy and Emma Young.

We beg to further report that the following named persons have satisfied the committee as to their competency for assistant enrolling clerks:

Bernice Hardy, Sarah Galoway, Mertis Ament, M. B. Cherry, Miss Blanche Carr, Carrie Melone, Mrs. Mira Eva Mundy, Fannie Ballard, Ella Lyon, Jennie Colton, Adelle Speer, Cassie Murphy, Etta Richard, George L. Miller, J. R. Jacobs, A. L. Qinsenburg, Miss Carrie B. Clardy, Miss Meta Stovall, Edwin Witherall; also that we are satisfied as to the competency of Hattie E. Horton, Marie Keach, O. J. Law, as stenographers and typewriters for committee clerks.

E. L. GAY,
J. C. CARRINGTON,

Minority report:

GUTHRIE, February 7, 1893.

Mr. Speaker:

Your committee on applications for positions in the House of Representatives beg leave to make the following minority report, to-wit:

For first assistant chief clerk, Harry B. Gilstray, L. E. Pitts, S. C. Whitwam, Miss Daisey Veland Svegeborg, Ernest Eaton and Miss Dudley.

For first assistant enrolling clerk, Charles H. Parker, Bernice F. Hardy, Mertie Ament, Sarah E. Galoway, Edwin Witherell, M. B. Cherry, Miss Blanch Carr, Miss Carrie Malone, Mrs. Mira Eva Mundy, Fannie E. Ballard, Miss Ella Lyon, Miss Jennie Colton, Miss Carrie B. Clardy, Miss Metta M. Stovall, J. R. Jacobs, A. L. Quisenbury, Mrs. Adelle Speer. Miss Carrie Murphy, Miss Etta Richard, George L. Miller are all efficient and would make good enrolling clerks.

For assistant sergeant-at-arms and door-keeper, J. R. Musgrove, J. M. Taylor and W. D. Dysart.

For janitor, O. H. Shaw and Benjamin Pulliam.

For pages, Florence Hadley, Jennie Murphy, Emma Young, Roscoe Jones and Scott Mitchell.

For stenographers and type writers, Masie Keach, O. G. Laws, Mrs. M. B. Cherry and Hattie E. Horton.

J. J. MERRICK.

Mr. Merrick moved

That the minority report be substituted for the majority report.

The roll being called there were:

Yeas, 19.

Nays, 7.

Those voting in the affirmative:

Allen of Sixth district, Allen of Twenty-first district, Beatty, Brennon, Carrington, Clardy, Cunningham, Farnsworth, Greer, Johnson, McDaniel, Merrick, Pfaff, Scott, Stanley, Stovall, Stone, Wimberly.

Those voting in the negative:

Faris, Moyle, Ozmun, Ormsbee, Peery, Rathburn, Wallace, Mr. Speaker.

So the motion prevailed and the minority was substituted for the majority.

Mr. Allen of the Twenty-first district moved

That action on assistant clerks and other employes of the House be deferred until 10 a. m. tomorrow.

Mr. Beatty moved, as a substitute,

That no action be taken on the matter until a decision be had from the Supreme Court on bills already rendered.

The roll being called there were:

Yeas, 16.

Nays, 10.

Those voting in the affirmative:

Allen of Twenty-first district, Beatty, Brennon, Clardy, Cunningham, Faris, Farnsworth, Merrick, Moyle, Ozmun, Ormsbee, Pfaff, Rathburn, Stanley, Stovall, Wimberly.

Those voting in the negative:

Allen of Sixth district, Carrington, Greer, Johnson, McDaniel, Peery, Scott, Stone, Wallace, Mr. Speaker.

So the motion prevailed.

Introduction of bills.

House Bill No. 76,

By Allen of the Sixth district. An act to provide for the incorporation of towns and villages situated in two or more counties and for the publishing therein of notices and other publications.

Read first time.

Mr. Allen moved,

That the rules be suspended, bill read second time by title and referred.

The roll being called there were.

Yeas, 22.

Nays, 2.

Those voting in the affirmative:

Allen of Sixth district, Allen of Twenty-first district, Beatty, Clardy, Cunningham, Faris, Farnsworth, Greer, Johnson, McDaniel, Merrick, Moyle, Peery, Pfaff, Rathburn, Scott, Stanley, Stovall, Stone, Wallace, Wimberly, Mr. Speaker.

Those voting in the negative:

Brennon, Carrington.

So the motion prevailed and the rules were suspended.

House Bill No. 77,

By Mr. Beatty. An act declaring the giving or taking of railroad passes by any official to be a misdemeanor.

Read first time.

House Bill No. 78,

By Mr. Stone. An act relating to the amending of Sections 3, 15, 25, and 29, Article 1, Chapter 83, of the Statutes of Oklahoma, being townships and township officials.

House Concurrent Resolution No. 6,

By Mr. Brennon. Relating to pensions and Union soldiers.

Mr. Brennon moved

To adopt the resolution.

Mr. Allen moved

To table the resolution.

The roll being called there were.

Yeas, 17.

Nays, 8.

Those voting in the affirmative:

Allen of Sixth district, Allen of Twenty-first district, Brennon, Carrington, Clardy, Cunningham, Faris, Farnsworth, Johnson, Peery, Pfaff, Scott, Stanley, Stovall, Wallace.

Those voting in the negative:

Beatty, Brennon, Greer, McDaniel, Moyle, Rathburn, Stone, Mr. Speaker.

So the resolution was tabled.

Bills read second time by title and referred:

House Bill No. 67,
To Judiciary Committee.

House Bill No. 68,
To Judiciary Committee.

House Bill No. 69,
To Judiciary Committee.

House Bill No. 70,
To Insurance Committee.

House Bill No. 71,
To Military Committee.

House Bill No. 72,
To Ways and Means Committee.

House Bill No. 73,
To Appropriations Committee.

House Bill No. 74,
To Judiciary Committee.

House Bill No. 64,
To Printing Committee.

House Bill No. 65,
To Elections Committee.

House Bill No. 66,
To Education Committee.

Bills on third reading.

House Bill No. 49,
An act to establish a floral emblem.

Shall the bill pass?

The roll being called there were:

Yeas, 16.

Nays, 9.

Those voting in the affirmative:

Allen of Sixth district, Allen of Twenty-first district, Brennon, Clardy, Faris, Farnsworth, Greer, Johnson, McDaniel, Peery, Scott, Stovall, Stone, Wallace, Wimberly, Mr. Speaker.

Those voting in the negative:

Beatty, Carrington, Cunningham, Merrick, Moyle, Ozmun, Pfaff, Rathburn, Stanley.

So the bill passed and the title was agreed to.

House Bill No. 50,
An act to legalize conveyances.

Shall the bill pass?

The roll being called there were:

Yeas, 17.

Nays, 6.

Those voting in the affirmative:

Allen of Sixth district, Allen of Twenty-first district, Carrington, Clardy, Cunningham, Farnsworth, Greer, Johnson, McDaniel, Merrick, Moyle, Pfaff, Scott, Stovall, Stone, Wallace, Wimberly.

Those voting in the negative:

Beatty, Faris, Peery, Rathburn, Stanley, Mr. Speaker.

So the bill passed and the title was agreed to.

Mr. Faris explained his vote as follows.

I vote no because this law will legalize a deed not on record and will do away with recording of deeds.

Report of Committee on Education:

GUTHRIE, February 7, 1893.

Mr Speaker:

Your Committee on Education has had under consideration

House Bill No. 5,

And return the same back to the House and recommend its passage.

J. K. ALLEN,
D. J. WALLACE,
J. J. MERRICK,
B. J. CLARDY,
J. C. CARRINGTON,
C. H. ALLEN.

House adjourned.

AFTERNOON SESSION.

Roll call found all present except Mr. Greer, who reported subsequently.

Mr. Johnson moved

To reconsider the vote by which the House passed

House Bill No. 49.

Mr. Scott moved

To lay the motion on the table.

The roll being called there were:

Yeas, 14.

Nays, 12.

Those voting in the affirmative:

Allen of Sixth District, Allen of Twenty-first district, Brennon, Clardy, Faris, Farnsworth, Greer, Merrick, Moyle, Rathburn, Scott, Stovall, Wimberly, Mr. Speaker.

Those voting in the negative.

Beatty, Carrington, Cunningham, Johnson, McDaniel, Ozmun, Ormsbee, Peery, Plaff, Stanley, Stone, Wallace.

So the motion prevailed.

Message from Council.

TERRITORY OF OKLAHOMA,
COUNCIL CHAMBER,
GUTHRIE, February 7, 1893.

Mr. Speaker:

I am instructed to transmit to your honorable body
Council Bill No. 43, also
Council Bill No. 22,
Which the Council has passed and respectfully ask your concurrence therein.

Very Respectfully,
ED. L. DUNN,
Chief Clerk.

Mr. McDaniel introduced

The following resolution and moved its adoption:

Resolved, That the Speaker be empowered to appoint a temporary Assistant Clerk.

Which motion prevailed and the resolution was adopted.

Mr. Ormsbee moved

That the House resolve itself into a Committee of the Whole for consideration of bills upon the calendar.

Which motion prevailed and the House resolved into a Committee of the Whole with Mr. Cunningham in the chair.

Committee arose at 5 p. m. and reported progress and asked leave to sit again at 10 a. m. tomorrow.

Which report was adopted and leave granted the committee to sit.

Mr. Speaker appointed Ernest Eaton temporary Assistant Clerk.

House adjourned.

P. O. CASSIDY,
Chief Clerk.

THIRTIETH DAY.

GUTHRIE, O. T., February 8, 1893.

House met pursuant to adjournment.

Roll call found all present except

Messrs. Farnsworth, Moyle and Ozmun.

Who reported subsequently.

Prayer by Chaplain.

Journal read and approved.

Mr. Stone introduced

A resolution empowering the Chief Clerk to employ a temporary page at his own expense to assist him in his business relations with the honorable members of the House.

Mr. Ormsbee moved

To strike out the words, "at his own expense."

Motion carried.

Resolution as amended adopted.

The Chief Clerk then appointed Blanche Hogan as such page.

Reports of committees.

Appropriation Committee:

Mr. Allen of the Twenty-first district made the following report:

To the Honorable Speaker of the House of Representatives of the Second Legislative Assembly of the Territory of Oklahoma:

We, your Committee on Public Buildings and Public Lands, to whom
Petition No. 1,

Signed by taxpayers of Oklahoma Territory, asking for certain changes in the school land lease system, respectfully submit that a joint resolution be passed by the Legislative Assembly asking the Secretary of the Interior to grant the petitions above referred, and have the petitions accompany the joint resolutions when passed.

The roll being called there were;

Yeas, 23.

Nays, 2.

Those voting in the affirmative:

Allen of Sixth district, Allen of Twenty-first district, Beaty, Brennan, Carrington, Clardy, Cunningham, Faris, Farnsworth, Greer, Johnston, McDaniel, Merrick, Moyle, Ormsbee, Pfaff, Rathburn, Scott, Stovall, Stone, Wallace, Wimberly and Mr. Speaker.

Those voting in the negative:

Peery and Stanley.

So the report was adopted and the joint resolution carried.

Educational Committee reported back petition from Board of Education of the city of Guthrie.

Mr. Speaker:

Your Committee on Education, having under consideration
Petition and memorial of the Board of Education of the City of Guthrie,

Report that the parties presenting the petition be requested to prepare and present a bill to this body covering the points requested to be remedied.

W. B. STONE,
Chairman Committee.
J. K. ALLEN,
Secretary Committee.

The Committee on Municipal Corporations reported that

House Bill No. 76

Do pass.

The Committee on Printing reported that

House Bill No. 58

Do not pass in its present form.

Moved to adopt report.

Substitute by Johnston that the bill be printed and returned to Committee of the Whole House..

Roll call showed:

Yeas, 21.

Nays, 3.

Those voting in the affirmative:

Allen of Sixth district, Allen of Twenty-first district, Brennan, Clardy, Cunningham, Faris, Farnsworth, Greer, Johnston, McDaniel, Merrick, Moyle, Ozmun, Ormsbee, Peery, Scott, Stanley, Stovall, Stone, Wallace and Mr. Speaker.

Those voting in the negative:

Beaty, Carrington and Rathburn.

So the substitute was adopted.

Committee on County and Township organization reported back

House Bill No. 45 with instructions that it do not pass.

Report adopted.

Committee on Printing reported substitute for

House Bill No. 13,

And recommend that it do pass.

Report adopted.

Introduction of bills:

House Bill No. 80,

Presented by J. J. Merrick of the Nineteenth district, for the protection of hotels, boarding houses and inns, and for other purposes.

Read first time.

House Bill No. 81,

An act relating to the office of County Clerk and defining the duties thereof.

Read first time.

Resolutions introduced:

Mr. Stovall introduced

House Joint Resolution No. 5,

A memorial to congress concerning the Lexington Bridge Company.

Read first time.

D. J. Wallace introduced

House Joint Resolution No. 6,

In regard to mob and lynch law of negroes in the South.

Mr. Beatty moved

That the resolution be indefinitely postponed.

The roll call showed:

Yeas, 8.

Nays, 17.

Those voting in the affirmative:

Beatty, Carrington, Moyle, Ozmun, Peery, Stanley, Stone, and Mr. Speaker.

Those voting in the negative:

Allen of the Twenty-first district, Brennan, Clardy, Cunningham, Faris, Farnsworth, Greer, Johnston, McDaniel, Merrick, Ormsbee, Pfaff, Rathburn, Scott, Stovall, Wallace and Wimberly,

So the motion was lost.

On the adoption of the resolution Mr Ormsbee moved

To amend as follows:

Resolved, That the resolution be amended to read so as to include all persons and all States, and that Governor Hogg is to be complimented for his loyal and manly course in making the order for the prompt arrest of the perpetrators of the principal crime referred to in the resolution.

Motion carried.

Mr. Farnsworth moved

To lay on the table.

The roll call showed:

Yeas, 13.

Nays, 12.

Those voting in the affirmative:

Allen of Twenty-first district, Beatty, Carrington, Clardy, Farnsworth, McDaniel, Moyle, Ozmun, Peery, Scott, Stanley, Stovall, Stone and Mr. Speaker.

Those voting in the negative;

Brennan, Cunningham, Faris, Greer, Johnson, Merrick, Ormsbee, Pfaff, Rathburn, Wallace and Wimberly.

So the motion was tabled.

Mr, McDaniel explained his vote as follows:

I am against mob violence but vote to table the resolution for the reason that it applies only to one class of citizens and to one section of our country and is a partisan measure for the purpose of making political capital.

J. I. McDANIEL.

House adjourned.

AFTERNOON SESSION.

House met pursuant to adjournment:

Roll call found all members present.

Motion to go into Committee of the Whole was carried unanimously.

So the House went into the Committee of the Whole, with Mr. Cunningham in the chair, on bills on second reading.

House Bill No. 48 considered.

House Bill No. 52 considered.

At 5:25 committee arose and reported that

House Bill No. 48

Do pass, and reported progress on

Bill No. 54

And asked leave to set again at 10 a. m. tomorrow.

The following message was received from the Council:

GUTHRIE, O. T., February 8, 1893.

Mr Speaker:

I am directed to return to your honorable body

House Bill No. 1,

With the information that the Council has already passed a bill of the same purport, and therefore ask for a Conference Committee. The President of the Council has appointed Messrs. Clevinger, Fegan and Pitman on part of Council for said committee.

Very truly.

ED. L. DUNN,

Chief Clerk.

The Speaker appointed

Messrs. Allen of the Sixth district, Wimberly and Johnston

As members of the Conference Committee from the House.

Message from Council:

GUTHRIE, O. T., February 8, 1893.

Mr. Speaker:

I am directed by the Council to transmit to your honorable body

Council Bill No. 26,

Council Bill No. 78,

House Bill No. 27, also

House Bill No. 49,

Which the Council has passed and respectfully ask your concurrence therein.

Very truly

ED. L. DUNN,

Chief Clerk.

House adjourned.

THIRTY-FIRST DAY.

GUTHRIE, O. T., February 9, 1893.

House met pursuant to adjournment.

Roll call showed all present except:

Clardy, Greer, Pfaff, Stone and Wallace, who reported subsequently.

Prayer by Chaplain.

On motion, reading of Journal dispensed with.

The following message was received from the Council:

Mr. Speaker:

I am directed by the Council to transmit to your Honorable Body
Council Concurrent Resolution No. 8,
"Amending Joint Rule No. 8,"
Which the Council has adopted, and respectfully ask your concurrence therein.

Very truly,
ED. L. DUNN,
Chief Clerk.

The amendment asked for in the message was the appointment of an additional member of the Council on the Joint Committee on Engrossed Bills.

Roll call showed:

Yeas, 1.

Nays, 22.

Those voting in the affirmative were:

Mr. Beaty.

Those voting in the negative were:

Allen of Sixth district, Allen of Twenty-first district, Brennan, Car-
rington, Clardy, Cunningham, Faris, McDaniel, Merrick, Moyle, Ozmun,
Ormsbee, Peery, Pfaff, Rathburn, Scott, Stanley, Stovall, Stone, Wallace,
Wimberly, Mr. Speaker.

So the House did not concur in the resolution.

At 10:20 the House went into the Committee of the Whole, with Mr. Cunningham in the Chair on

House Bill No. 52.

At 10:40 Committee arose and reported as follows:

Mr. Speaker:

I am directed by the Committee of the Whole to report to this House as follows:

That House Bill No. 52,

Be made a special order for 10 a. m., Monday, February 13.

That Council Bill No. 14,

Be referred to a special committee.

That House Bill No. 29,

Be laid over one week.

That House Bill No. 30,

Be laid over one week.

That House Bill No. 34,

Be made a special order for 2 p. m.

And that

Council Bills No. 1 to 13, except

Council Bill No. 5,

Do pass, and your Committee beg leave to sit again at 2 p. m.

Report adopted.

Mr. Johnston introduced

House Concurrent Resolution No. 9,

To appoint a clerk for the Investigating Committee of the Educational Institutions.

Mr. Wimberly moved
To postpone the resolution indefinitely.

Roll call showed:

Yeas, 8.

Nays, 15.

Those voting in the affirmative were:

Clardy, Cunningham, Faris, McDaniel, Scott, Stanley, Wallace, Wimberly.

Those voting in the negative were:

Allen of Sixth district, Allen of Twenty-first district, Beaty, Brennan, Carrington, Farnsworth, Greer, Johnston, Merrick, Moyle, Ormsbee, Pfaff, Rathburn, Stovall, Mr. Speaker.

So the motion was lost.

Roll call on the adoption of the resolution showed:

Yeas, 16.

Nays, 8.

Those voting in the affirmative:

Allen of Sixth district, Beaty, Brennan, Carrington, Farnsworth, Greer, Johnston, Merrick, Moyle, Ormsbee, Peery, Pfaff, Stanley, Stovall, Wallace, Wimberly.

Those voting in the negative were:

Allen of Twenty-first district, Clardy, Cunningham, Faris, Rathburn, Scott, Mr. Speaker.

So the resolution was adopted.

Mr. Cunningham explained his vote as follows:

I do not believe under the law that this Legislative Assembly has the power to expend the money necessary to pay the expense of such clerk.

Explanation of vote of T. Ormsbee.

It appearing that the committee asking power to employ a clerk, has been appointed to investigate into certain charges against the Territorial institutions and matters relating thereto, and that these institutions are already making application to the legislature at this session for appropriations for the current and ensuing year for large amounts of money, this, in my judgment, should be considered when voting upon a question of giving such committee the necessary means by which the object sought in its creation can best be attained. If this investigation of three institutions be searching and thorough, as is expected of it, the report must necessarily be voluminous, and if it is to have any value, must be carefully digested by the members of this house; can this be done on hearing read a long report couched in general terms, or if it can be done is it for the best interests of the territory that it should be done in that manner, rather than by a specific report on each institution, printed and distributed to members for ample consideration before action taken on the appropriation asked? Believing that the committee should have the facilities to properly carry out the intention of this body in its creation, that it may be held responsible for failure to give this House full and complete information, I vote aye.

T. ORMSBEE,
Representative First District.

Mr. Rathburn was excused till 2 p. m. Tuesday.
House adjourned.

AFTERNOON SESSION.

House met pursuant to adjournment.

Roll call showed all present but:

Allen of the Sixth district and Rathburn.

Mr. Pfaff introduced

House Concurrent Resolution No. 10,

To appoint a joint committee of five, three from the house and two from the Council to investigate the books and accounts of the auditor of the Territory.

Roll call showed:

Yeas, 17.

Nays, 7.

Those voting in the affirmative were:

Allen of the Sixth district, Allen of the Twenty-first, Beaty, Brennan, Carrington, Clardy, Greer, Johnston, McDaniel, Merrick, Ozmun, Ormsbee, Pfaff, Scott, Stanley, Stovall and Mr. Speaker.

Those voting in the negative were.

Cunningham, Faris, Farnsworth, Moyle, Stone, Wallace and Wimberly.

So the motion prevailed and the resolution was adopted.

Mr. Ormsbee introduced

House Concurrent Resolution No. 11,

For the secretary of the Territory to inform the respective branches of the Second legislative assembly what foreign corporations have complied with article 20, chapter 18, with the name and address of the resident agent.

Roll call on the adoption of the resolution showed:

Yeas, 20.

Nays, 5.

Those voting in the affirmative were:

Allen of the Twenty-first, Beaty, Brennan, Carrington, Clardy, Faris, McDaniel, Merrick, Moyle, Ozmun, Ormsbee, Peery, Pfaff, Scott, Stanley, Stovall, Stone Wallace and Mr. Speaker.

Those voting in the negative were:

Allen of the Sixth district, Farnsworth, Greer, Johnston and Wimberly.

So the resolution was adopted.

Mr. Wimberly moved

To go into committee of the whole on special order.

Mr. Peery moved as a substitute,

To make the special order of to-day the special order for 2 p. m. Tuesday.

The substitute was adopted.

The Judiciary Committee reported

That House Bill No. 8 do pass.

The Committee on Appropriations reported

That House Bill No. 73 do pass.

Bills introduced.

Mr. Allen of the Twenty-first district introduced

House Bill No. 82,

An act prescribing how exempt personal property may be mortgaged, certain exempt personal property from mortgage, and for other purposes.

Read first time.

Mr. Cunningham introduced

House Bill No. 83,

An act defining the duties of treasurers of the board of education in cities of the ——— class and for other purposes.

Read first time.

Mr. Scott introduced

House Bill No. 84,

An act entitled an act relating to the baling and weighing of hay, being section 14 of article 28 of chapter 25.

Read first time.

Mr. Wallace introduced

House Bill No. 85,

An act in regard to aggravated assault and battery.

Read first time.

Mr. Waggoner introduced

House Bill No. 86,

An act repealing the entire Statutes of Oklahoma except chapters 2, 34, 57, 75 and 87, which shall remain in full force and effect.

Read first time.

Bills read second time.

House Bill No. 77

Referred to Committee on Penitentiary and Reformatory Institutions.

House bill No. 78,

Referred to Committee on County and Township Organizations.

House Bill No. 79,

Referred to Committee on Municipal Corporations.

House Bill No. 80,

Referred to Committee on Municipal Corporations.

House Bill No. 81,

Referred to Committee on Ways and Means.

The Speaker announced the special committee, to whom was committed Council Bill No 14, as follows:

Messrs. Farnsworth, Merrick and Ferris.

House Joint Resolution No. 5,

Referred to Committee on Labor, Manufactories and Home Industries.

Mr. Merrick moved

That the rules be suspended on

Council Bill No, 78 .

And that it be read first and second times and referred to the Committee of the Whole.

Roll call showed:

Yeas, 20.

Naas, 2.

Those voting in the affirmative were:

Allen of Sixth district, Allen of Twenty-first district, Beaty, Brennan, Clardy, Cunningham, Faris, Farnsworth, Greer, McDaniel, Merrick, Moyle, Ozmun, Peery, Pfaff, Scott, Stanley, Wallace, Wimberly and Mr. Speaker,

Those voting in the negative:

Ormsbee and Stone.

So the rules were suspended and the bill referred.

Mr. Merrick moved

The House go into Committee of the Whole.

Roll call showed:

Yeas, 21.

Nays, 1.

Those voting in the affirmative:

Allen of Sixth district, Allen of Twenty-first district, Beaty, Brennan, Carrington, Clardy, Cunningham, Faris, Farnsworth, McDaniel, Moyle, Ozmun, Peery, Pfaff, Scott, Stanley, Stovall, Stone, Wallace, Wimberly and Mr. Speaker.

Those voting in the negative: Ormsbee.

So the motion prevailed and the House resolved itself into the Committee of the Whole with Mr. Cunningham in the chair.

At 3:40 the committee arose and reported as follows, through its chairman:

That the bill, as amended, be recommended to be printed.

Report adopted.

Mr. Johnston moved that

House Bill No. 13

Be placed at the foot of the calendar in order of bills on second reading.

Motion carried.

Bills on passage:

House Bill No. 48.

In regular order came up for passage.

It was read third time and the roll call showed:

Yeas, 14.

Nays 7.

Those voting in the affirmative:

Allen of Twenty-first district, Beaty, Brennan, Carrington, Clardy, Cunningham, Greer, Johnson, Moyle, Ozmun, Ormsbee, Pfaff, Stone and Mr. Speaker.

Those voting in the negative:

Allen of Sixth district, Faris, Farnsworth, Merrick, Peery, Scott and Wimberly.

So the bill passed.

Mr. Speaker, in open house, signed
House Bill No. 27 and
House Bill No. 49.

Mr. Johnston gave notice that he would move
To reconsider the vote by which
House Bill No. 48 passed.

The following message was received from the Council:

GUTHRIE, February 7, 1893.

Mr. Speaker:

I am directed to transmit to your honorable body
Council Bill No. 80,

“An act to protect lands platted into residence tracts and additions to
townsites from nuisances,”

Which the Council has passed and respectfully ask your concurrence
therein.

Very truly,
ED. L. DUNN,
Chief Clerk.

Council Bill No. 80
Was read first time.

Moved to suspend the rules, read bill second time and refer the same
to committee.

Roll call showed:

Yeas, 16.

Nays, 2.

Those voting in the affirmative:

Brennan, Carrington, Cunningham, Faris, Farnsworth, Greer, Johnson,
Moyle, Peery, Pfaff, Scott, Stanley, Stovall, Stone, Wimberly and Mr.
Speaker.

Those voting in the negative:

Allen of Twenty-first district and Beaty.

So the motion prevailed and the bill was referred to the Committee on
Municipal Corporations.

Mr. Cunningham moved that
Council Bills 1 to 13 inclusive, except
Council Bill No. 5

Be considered engrossed and placed upon their third reading.

Roll call showed:

Yeas, 20.

Nays, 0.

Those voting were:

Allen of Sixth district, Allen of Twenty first district, Beaty, Brennan,
Clardy, Cunningham, Faris, Greer, Johnson, McDaniel, Merrick, Moyle,
Ormsbee, Peery, Pfaff, Scott, Stanley, Stone, Wimberly, Mr. Speaker.

So the motion prevailed.

Mr. Ormsbee moved
That the vote by which

House Bill No. 48 was passed be reconsidered.

Roll call showed:

Yeas, 4.

Nays, 16.

Those voting in the affirmative:

Allen of Twenty-first district, Farnsworth, Peery and Wimberly.

Those voting in the negative:

Allen of Sixth district, Beaty, Brennan, Carrington, Clardy, Cunningham, Faris, Greer, Johnson, McDaniel, Merrick, Ormsbee, Scott, Stanley, Stovall, Stone, Mr. Speaker.

So the motion was lost.

Mr. Faris explained his vote as follows:

I vote no, but I am opposed to the bill.

The House adjourned.

P. O. CASSIDY,
Chief Clerk.

THIRTY-SECOND DAY.

GUTHRIE, O. T., February 10, 1893.

House met pursuant to adjournment.

Roll call showed all present except:

Messrs. Carrington, Moyle, Ozmun, Pfaff, Rathburn and Stanley.

Prayer by Chaplain,

Journal read and approved,

Mr. Ormsbee rose

To a question of personal privilege in that his democracy was impeached on account of his vote on

House Concurrent Resolution No. 8,

Introduced by Mr. Wallace,

Relating to mob law,

And read the message of Governor Hogg of Texas, to the legislature of Texas, on that subject and an article from a newspaper.

Mr. Ormsbee requested

The articles above mentioned be made a part of the record.

It was so ordered.

GOVERNOR HOGG'S MANLY STAND.

St. Louis Republic.

In his admirable message against mob lawlessness in Texas Governor Hogg shows that he is not the man to be intimidated by mobs or their sympathizers. He condemns the horrible crime of torture at the stake as severely as the English language will allow. "Its atrocity, inhumanity and sickening effect upon the people at large," he says, "cannot be obscured by reference to the savage act of the culprit himself."

That is well said, and the people of Texas may well be deeply thankful that they have a governor brave enough to say it at a time when it so badly needs to be said. Governor Hogg's stand for law, liberty and civilization is in strong contrast to the craven pusillanimity of the governors in other states who have allowed similar outrages to pass without daring to breathe a word of protest, or even to intimate that there was any law or any will in the state above the law and the will of the mob.

Governor Hogg is a man and a brave one. He does not care so much for his place or for any other place in life that for the sake of it he will truckle to the criminals and their sympathizers who attempt to override law and to trample down civilization that they may indulge their savage thirst for blood. "No man or set of men," he says, "with murder on their hands are capable of justly enforcing the laws. As a rule, the riff-raff, drunken, lounging, indolent, lawless element of a community inspires and leads the mob, while the law-abiding, honest, industrious citizen is terrorized by the spectacle."

Undoubtedly this is the central truth of mob lawlessness in America. We have no doubt that there are many good people in Paris who are deeply shocked at the revolting crime committed in their name, but who are afraid that if they should openly condemn it they too might be effectually silenced. And perhaps they would be; but mob brutality can never be checked until people who are educated above the brutal level will take their lives in their hands, if necessary, showing on the side of humanity and progress the same moral courage Governor Hogg is showing now.

As a remedy for mob lawlessness, or at least as a check upon it, he asks that the State be allowed a change of venue in such cases and that the Governor be authorized to remove sheriffs through whose fault prisoners in their custody are murdered. The other recommendations relate to redress for the relatives of the person murdered by the mob. These two may be quoted in full:

Render the sheriff ineligible and provide for his removal when a pris-

oner is taken from the jail or from himself or from any officer or any lawful authority in his presence and is put to death by a mob.

Provide for a change of venue, either before or after indictment, in all cases of mob violence.

In the first of these recommendations the Republic believes there is a sure way of putting a check to mob lawlessness. It ought to be made the duty of every Governor in this country to at once remove any sheriff from whose custody a prisoner is taken to be put to death by a mob. As little discretion as possible should be left the Governor. The duty of making such removals should be made imperative, and only so much latitude should be allowed as will make it impossible for Governors to discriminate between a brave and faithful officer who has killed a dozen or so lynchers and the coward who has surrendered without a blow.

We believe that if this were done it would not be necessary for the State to take a change of venue; for, rather than be removed and disqualified from holding office, the sheriff would defend his charge. And as soon as sheriffs begin to do that in real earnest, lynchings will become very rare.

GOVERNOR HOGG SPEAKS.

He Sends a Message to the Legislature—He Says the Lynchers of Smith Are Murderers and Should Be Punished—Legislation Recommended. St. Louis Republic, February 8.

The following message in reference to the burning of the negro Smith at Paris, Tex., was sent to the Legislature today by Governor Hogg:

EXECUTIVE OFFICE,
AUSTIN, TEX., Feb. 6, 1893.

Gentlemen of the Senate and House of Representatives: It becomes my painful duty to emphasize to you the necessity of taking some steps to prevent mob violence in Texas. The recent terrible holocaust at Paris is but an illustration to what extent the mob spirit will go when the laws are inadequate to check it. While the victim of that affair was guilty of an atrocious, barbarous crime, appalling to contemplate, for which he was certain of full punishment under the Constitution and laws of our State, civilization stands as a helpless witness of the most revolting execution of the age, in which large numbers of citizens, openly, in broad day, publicly become murderers by methods shameful to humanity. Brushing away sentiment, which should never accompany punishment for crime, the public murder committed at Paris is a disgrace to this State. Its atrocity, inhumanity and sickening effect upon the people at large cannot be obscured by the savage act of a culprit himself in brutally taking the life of an innocent child. For his deed the death penalty awaited him under the law. The imputation that he could not have been legally executed in any court in this State is a slander upon the integrity of every citizen. To contend that his executioners, who publicly murdered him, can neither be indicted or tried in the county where the crime was committed is a pretense and a mockery. So the condition exists in our State that while one man may be convicted for murder, a hundred men who publicly commit murder cannot be. The laws, therefore, without further legislation, may be held in defiance in any community where the forces are strong enough to overawe the local officers

and set aside the legal machinery of justice. Our constitution is not so hidebound that this condition must continue. It is in the power of the legislature to adopt suitable measures to either prevent mob law or to bring to punishment all murderers and executioners. No combination of men should be ever be so strong in any government as to successfully override the law. They should never be so numerous as to make it impossible to bring them to trial for their crimes in the proper court.

The constitution provides that in all criminal prosecutions for felony the accused shall have a speedy public trial by an impartial jury, on indictment duly found; that he shall have the right to demand the nature and cause of the accusation against him, and have a copy thereof; that he shall not be compelled to give evidence against himself; that he shall have the right of being heard by counsel; that he shall not be confronted by the witnesses against him, and shall have compulsory process for obtaining witnesses in his favor, and that no cruel or unusual punishment shall be inflicted upon any citizen of this State for crime. Mobs, crazy, override all these guarantees. It was done in this Paris case. It has been done in many others where the victims were innocent of crime. So it bids fair to continue. The question presents itself: Are the people willing to submit to this? If they are, they should have the courage, the manhood, the justice and the patriotism to repeal the bill of rights and permit each local community to summarily dispose of all real or supposed offenders.

This late execution at Paris is not the only one that has been performed by a mob in that county within the past twelve months, for within that period three other men were hanged to death in that neighborhood who committed no crimes. Their presence in the community was offensive, or perhaps menacing, to the pleasure and equanimity of the band of murderers who took their lives. There have been other instances in this State where the innocent have been executed by mobs and no punishment therefor has been possible. The condition has grown to this, that if enough men in a community choose to deny the whole law, they can go on in their nefarious executions at will. The action at Paris is the culmination of this spirit, long existing in a few counties of the State, magnified on a large scale. Will the legislature stand by and permit this condition to continue undisturbed, unchanged any longer? I hope not. So far as I am concerned I believe that to the guiltiest culprit that may blacken his hand with crime the constitutional guarantees, under all circumstances, should be justly observed throughout in his trial and execution. When any conditions are made to justify a precedent for mob law, others will arrive at the convenience of the murderous classess. The observation of every experienced man teaches that when a community is infested with a mob spirit legal executions become rare and impracticable, if not impossible. When a murderer on trial knows that he is before a jury composed of one or more men who have escaped punishment for an equal crime he feels sure of either an acquittal or a hung jury. A mob execution is no less than a murder execution. No man or set of men with murder upon their hands are capable to justly enforce the laws. As a rule the riff-raff, lounging, indolent, lawless element of a community, inspires and leads the mob, while the law-abiding, industrious, honest citizen is terrorized by the spectacle. If the people otherwise respectable are led into crime by the

excitement of the occasion, in their cooler moments they must see that their leaders and associates are an element of hardened criminals. Something should be done to teach them in advance that for their crimes they must answer at the bar of justice.

The question is difficult to deal with, but if your honorable bodies will enact suitable laws and place the means at my hands, every person who takes part in a mob shall be brought to trial or the strength of the machinery of justice shall be thoroughly tested in the effort. There is no higher obligation resting upon the legislative department than to have the constitutional guarantee for protection of life, liberty and property respected and obeyed. If taxation becomes necessary to raise funds by which this may be done, I advise your honorable bodies to lay it on and make the people pay to the full extent necessary. To aid in suppressing mob violence in this State I respectfully suggest a law embodying the following features:

1. That when any person, being a prisoner in jail or other place of confinement, or under arrest, or in official custody or restraint, or is held by or under the authority of any county, city or state officer, or is restrained by virtue of any legal process, shall be taken from such place or authority in violation of law and put to death, the county within which such person was so held and confined, and from which he may have been so taken, shall be liable to pay a specified large sum to the surviving husband, wife, children and parents of said person who shall so suffer death.

2. Make the county also liable for damages when any person not being a prisoner under legal duress is mobbed by two or more persons, and the said criminals are not within a specified time indicted and prosecuted for their crime.

3. Make such person or corporation also liable for damages who takes parts in or aids by acts, or in any way abets in the mobbing of person.

4. Give the surviving relatives an action in the district court of any county where the murder was committed, or in any county where either or all plaintiffs may reside when the action is instituted.

5. Render the sheriff ineligible to hold his office, and provide for his removal, when a prisoner is taken from the jail or from himself, or from any officer or lawful authority in his presence, and is put to death by a mob.

6. Provide for a change of venue, either before or after indictment, in all cases of mob violence.

When passion, in its wild rush for blood, overrides the law and tramples down the constitution a precedent for anarchy is set, marking the way for the destruction of this government. Patriotic action on the line of wisdom and justice now becomes necessary to prevent its spread. Repeated overt criminal acts in this State have sounded the warning. The power rests with your honorable bodies to encourage anarchy by silence or to crush it by suitable action. Strengthen the laws, supply the means, and if the executive fail to perform its duty fully, under all circumstances, then let him stand condemned as a criminal himself before the civilized world.

Very respectfully,
J. S. HOGG, Governor of Texas.

Message from Governor read.

EXECUTIVE DEPARTMENT,
GUTHRIE, O. T. February 10, 1893.

To the Speaker of the Legislative House.

SIR—Having considered and approved House Bill No. 27, I this day at 10:10 a. m. caused the same to be delivered to the secretary of this Territory, according to law.

Very Respectfully,
A. J. SEAY,
Governor.

Mr. Moyle excused to 10 a. m. Monday.

Reports of committees.

Ways and Means.

Mr. Speaker:

Your Committee on Ways and Means have had
House Bill No. 81

Under consideration. Would respectfully submit the same back to the House with the recommendation that it do pass.

R. C. BRENNAN,
Chairman of Committee.

Mr. Speaker:

Your committee on Ways and Means have had
House Bill No. 72

Under consideration and recommend me to report the same back to the House with the recommendation that it do pass.

R. C. BRENNAN,
Chairman of Committee.

Mr. Speaker:

Your Committee on Ways and Means have had
Council Bill No. 54

Under consideration and recommend me to report the same to the House with the following amendment, and recommend its passage. *Provided*, that there be no more than four regular sessions in each year. In counties of five thousand inhabitants or less, each session shall not exceed five days, counties of ten thousand not to exceed fifteen days in each session and in counties of fifteen thousand not to exceed fifteen days in each session and in counties of twenty or more not to exceed twenty days in each session.

R. C. BRENNAN.
Chairman of Committee.

Committee on Education.

Mr. Speaker:

We your Committee on Education, to whom was referred
Council Bill No. 33,

Recommend that it be amended by striking out the fifth section, and so amended, that it do pass.

W. B. STONE,
Chairman of Committee.

Municipal Corporations.

Mr. Speaker:

We, your committee, to whom was referred
Council Bill No. 80,

Having had the same under consideration, have amended the same
and recommend that it do pass.

DAN W. PEERY,
F. H. GEEER,
M. L. STANLEY,
JOHN H. BEATY.
(By request.)

February 9, 1893.

We, your committee, to whom was referred
House Bill No. 79,

Legalizing and converting certain interest collected on Guthrie waterworks bonds, having examined the same, recommend that it do pass, with the word "arising" struck out and the words "already accumulated" inserted in lieu thereof.

DAN W. PEERY,
M. L. STANLEY,
F. H. GREER,
J. H. BEATY.

Report of special committee. .

Mr Speaker:

Your special committee has had
Council Bill No. 14

With substitute under consideration and beg leave to recommend the report of the Judiciary Committee heretofore made by them.

D. C. FARNSWORTH,
Chairman of Committee.

Introduction of bills.

Mr. Allen of the Sixth district introduced

House Bill No. 87,

To regulate licensing and practice of attorneys and counsellors at law.
Read first time.

Mr. Beatty introduced

House Bill No. 88,

To repeal sections 79, 80 and 81, article 25, chapter 70, the subject of the chapter being procedure civil.

Read first time.

Mr. Merrick introduced

House Bill No. 89,

An act relating to waterworks,

And moved that the rules be suspended and the bill be read first and second time and ordered printed.

The roll call showed:

Yeas, 17.

Nays, 4.

Those voting in the affirmative were:

Allen of the Sixth district, Allen of the Twenty-first, Beaty, Faris, Farnsworth, Greer, Johnston, McDaniel, Merrick, Ozmun, Ormsbee, Peery, Scott, Stovall, Wallace, Wimberly and Mr. Speaker.

Those voting in the negative were:

Brennan, Carrington, Cunningham and Stone.

So the motion was carried.

Mr. Waggoner introduced

House Bill No 90,

An act entitled an act to provide for the care of the insane.

Read first time.

Introduction of resolutions.

Mr. Ormsbee introduced

House Concurrent Resolution No. 12,

Relating to arrests by United States marshals, etc.

Mr. Ormsbee moved .

Its adoption.

Roll call showed:

Yeas, 19.

Nays, 3.

Those voting in the affirmative were:

Allen of the Sixth district, Allen of the Twenty-first, Beaty, Carrington, Clardy, Cunningham, Farnsworth, Greer, Johnston, McDaniel, Ozmun, Ormsbee, Peery, Scott, Stanley, Stovall, Stone, Wallace, and Wimberly.

Those voting in the negative were:

Brennan, Faris and Mr. Speaker.

So the resolution was adopted.

House adjourned.

AFTERNOON SESSION.

House met pursuant to adjournment.

Roll call showed all present but:

Messrs. Moyle and Rathburn.

Messrs. Moyle and Rathburn had been excused by the House.

Bills on second reading.

House Bill No. 84,

Read second time and

Referred to the Committee on Labor, Manufactories and Home Industries.

House Bill No. 85,

Read second time and

Referred to the Committee on Ways and Means.

House Bill No. 83,

Read second time and

Referred to the Committee on County and Township Organization.

House Bill No. 82,

Read second time and

Referred to the Committee on Judiciary.

House Bill No. 86,
Read second time and
Referred to the Committee on Judiciary.

Council Bill No. 26,
Read second time and
Referred to the Committee on Municipal Corporations.

Mr. Merrick moved
To suspend the rules and make
House Bill No. 5,
Special order for February 14 at 10 a. m.

Roll call showed:

Yeas, 23.

Nays, 0.

Those voting in the affirmative were.

Allen of the Sixth, Allen of the Twenty-first, Beaty, Brennan, Carrington, Clardy, Faris, Farnsworth, Greer, Johnston, McDaniel, Merrick, Ozmun, Ormsbee, Peery, Pfaff, Scott, Stanley, Stovall, Stone, Wallace, Wimberly and Mr. Speaker.

So the motion prevailed.

On motion of Mr. Peery

The House resolved itself into a committee of the whole House for consideration of bills on the calendar with Mr. Peery in the chair.

At 4:35 committee rose and reported that

House Bill No. 47

Do pass as amended.

Report progress on other bills and ask leave to set again at 7:30 p. m.

Report adopted.

Mr. Allen of the Twenty-first district offered

Amendment to House Bill No. 47,

As follows, to take the place of section 4:

Section 4. No person liable under this act to perform road tax service shall be allowed to vote at any election without first satisfying the election board that full compliance with the preceding sections of this act has been complied with.

Amendment adopted.

Mr. Allen of the Sixth district moved

To add a section as section 5, as follows:

Section 5. This act shall be in force from and after its passage and approval.

The section was adopted.

Mr. Peery moved

To strike out of section 1, line 12 the words "and fifty cents."

Motion adopted.

Mr. Faris moved

To strike out section 4.

Roll call showed:

Yeas; 9.

Nays, 15.

Those voting in the affirmative were:

Carrington, Faris, Greer, Johnston, Merrick, Scott, Stanley, Wallace and Wimberly.

Those voting in the negative were:

Allen of the Sixth district, Allen of the Twenty-first, Beaty, Brennan, Clardy, Cunningham, Farnsworth, McDaniel, Ozmun, Ormsbee, Peery, Pfaff, Stovall, Stone and Mr. Speaker.

So the motion was lost.

On motion House Bill No. 47

Was adopted and ordered engrossed.

Message from the Council.

Mr. Speaker:

I am directed by the Council to transmit to your honorable body
Council Bill No. 72,

Which the Council has passed and respectfully ask your concurrence therein.

Very truly yours,
ED. L. DUNN,
Chief Clerk.

Council Bill No. 72,

An act relating to revenue and amendatory of section 3, article 1 chapter 75 of the Statutes of Oklahoma.

Read first time.

House adjourned until 7:30 p. m.

EVENING SESSION, 7:30 P. M.

House met pursuant to adjournment.

Roll call showed all members present except:

Rathburn and Moyle, who were excused.

On motion

House went into Committee of the Whole for consideration of bills on calendar with Mr. Merrick in the chair.

At 8:45 Committee of the Whole arose and reported as follows:

That House Bill No. 55 and substitute

Be referred to Committee on Ways and Means.

Report adopted.

Moved by Mr. Greer

That the vote by which House Bill No. 47 was carried be reconsidered.

Motion carried.

Mr. Greer moved

That section 4 of

House Bill No. 74 be stricken out.

Roll call showed:

Yeas, 12.

Nays, 12.

Those voting in the affirmative were:

Allen of the Sixth district, Cunningham, Faris, Farnsworth, Greer, Johnston, Merrick, Pfaff, Scott, Stanley, Wallace and Wimberly.

Those voting in the negative were:

Allen of the Twenty-first district, Beaty, Brennan, Carrington, Clardy, McDaniel, Ormsbee, Peery, Stovall, Stone and Mr. Speaker.

So the motion was lost.

Mr. Wimberly moved

To strike out the words forty-five in the first line of section 1 and insert in lieu thereof fifty-five.

Roll call showed:

Yeas, 7.

Nays, 17.

Those voting in the affirmative were:

Allen of the Twenty-first district, Greer, Johnston, Merrick, Scott, Stanley and Wimberly.

Those voting in the negative were:

Allen of the Sixth district, Beaty, Brennan, Carrington, Clardy, Cunningham, Faris, Farnsworth, McDaniel, Ozmun, Ormsbee, Peery, Pfaff, Stovall, Stone, Wallace and Mr. Speaker.

So the motion was lost.

Mr. Merrick moved

To strike out the enacting clause.

Roll call showed.

Yeas, 12.

Nays, 12.

Those voting in the affirmative were:

Allen of the Sixth district, Cunningham, Faris, Farnsworth, Greer, Johnston, Merrick, Pfaff, Scott, Stanley, Wallace and Wimberly.

Those voting in the negative were:

Allen of the Twenty-first district, Beaty, Brennan, Carrington, Clardy, McDaniel, Ozmun, Ormsbee, Peery, Stovall, Stone and Mr. Speaker.

So the motion was lost.

Mr. Beaty moved

The previous question.

Roll call showed:

Yeas, 13.

Nays, 12.

Those voting in the affirmative were:

Allen of the Sixth district, Cunningham, Faris, Farnsworth, Greer, Johnston, Merrick, Pfaff, Scott, Stanley, Wallace, Wimberly and Mr. Speaker.

Those voting in the negative were:

Allen of the Twenty-first district, Beaty, Brennan, Carrington, Clardy, McDaniel, Ozmun, Ormsbee, Peery, Stovall and Stone.

Motion carried.

On the adoption of
House Bill No. 47

The roll call showed:

Yeas, 12.

Nays, 12.

Those voting in the affirmative were:

Allen of Twenty-second district, Beaty, Brennan, Carrington, Clardy, McDaniel, Ozmun, Ormsbee, Peery, Stovall, Stone, Mr. Speaker.

Those voting in the negative were:

Allen of Sixth district, Cunningham, Faris, Farnsworth, Greer, Johnston, Merrick, Pfaff, Scott, Stanley, Wallace, Wimberly.

So the bill was not adopted.

Mr. Cunningham moved

That the vote on striking out section 4, of

House Bill No. 47,

Be reconsidered.

Roll call showed:

Yeas, 14.

Nays, 10.

Those voting in the affirmative were:

Allen of Sixth district, Allen of Twenty-first district, Cunningham, Faris, Farnsworth, Greer, Johnston, Merrick, Pfaff, Scott, Stanley, Wallace, Wimberly, Mr. Speaker.

Those voting in the negative were:

Beaty, Brennan, Carrington, Clardy, McDaniel, Ozmun, Ormsbee, Peery, Stovall, Stone.

So the vote was reconsidered.

Mr. Beaty moved

That the House do now adjourn.

Roll call resulted:

Yeas, 11.

Nays, 13.

Those voting in the affirmative were:

Allen of Twenty-first district, Beaty, Brennan, Carrington, Clardy, McDaniel, Ozmun, Ormsbee, Peery, Stovall, Stone.

Those voting in the negative were:

Allen of Sixth district, Cunningham, Faris, Farnsworth, Greer, Johnston, Merrick, Pfaff, Scott, Stanley, Wallace, Wimberly, Mr. Speaker.

So the motion was lost.

Mr. Ormsbee moved

To defer further consideration of

House Bill No. 47

Until Wednesday, February 15, at 2 p. m.

The roll call showed:

Yeas, 11.

Nays, 13.

Those voting in the affirmative were:

Allen of Twenty-first district, Beaty, Brennan, Carrington, Clardy, McDaniel, Ozmun, Ormsbee, Peery, Stovall, Stone.

Those voting in the negative were:

Allen of Sixth district, Cunningham, Faris, Farnsworth, Greer, Johnston, Merrick, Pfaff, Scott, Stanley, Wallace, Wimberly, Mr. Speaker.

So the motion was lost.

Johnston moved

That section 4, of

House Bill No. 47,

Be stricken out.

Beaty, McDaniel, Carrington, Ormsbee and Stone demanded a call of the House.

So a call was ordered.

Roll call showed 24 members present. Messrs. Moyle and Rathburn were absent, and the Journal showed they were excused.

Those present were:

Allen of Sixth district, Allen of Twenty-first district, Beaty, Brennan, Carrington, Clardy, Cunningham, Faris, Farnsworth, Greer, Johnston, McDaniel, Merrick, Ozmun, Ormsbee, Peery, Pfaff, Scott, Stanley, Stovall, Stone, Wallace, Wimberly, Mr. Speaker.

Roll call ordered by the Speaker to ascertain who were present.

Mr. Cunningham raised the point of order that the call cannot again be taken on the same question.

Chair ruled the point of order not well taken.

Mr. Cunningham appealed from the ruling of the chair.

Roll call showed:

Yeas, 10.

Nays, 12.

Those voting in the affirmative were:

Allen of Twenty-first district, Beaty, Brennan, Carrington, Clardy, McDaniel, Ozmun, Peery, Stovall, Stone.

Those voting in the negative were:

Allen of Sixth district, Cunningham, Faris, Farnsworth, Greer, Johnston, Merrick, Pfaff, Scott, Stanley, Wallace, Wimberly.

So the chair was not sustained.

Moved to dispense with further call of the House.

Roll call showed:

Yeas, 12.

Nays, 11.

Those voting in the affirmative were:

Allen of Sixth district, Cunningham, Faris, Farnsworth, Greer, Johnston, Merrick, Pfaff, Scott, Stanley, Wallace, Wimberly.

Those voting in the negative were:

Allen of Twenty-first district, Beaty, Brennan, Carrington, Clardy, McDaniel, Ozmun, Peery, Stovall, Stone, Mr. Speaker.

So the motion prevailed.

The Speaker then put the motion

Shall the main question to strike out section 4, of House Bill No. 47, now be put?

The roll call showed:

Yeas, 12.

Nays, 2.

Those voting in the affirmative were:

Allen of Sixth district, Cunningham, Faris, Farnsworth, Greer, Johnston, Merrick, Pfaff, Scott, Stanley, Wallace, Wimberly.

Those voting in the negative were:

Allen of Twenty-first district, Mr. Speaker.

So the main question was ordered.

Vote on motion to strike out section 4, of
House Bill No. 47.

Roll call showed:

Yeas, 12.

Nays, 2.

Those voting in the affirmative were:

Allen of Sixth district, Cunningham, Faris, Farnsworth, Greer, Johnston, Merrick, Pfaff, Scott, Stanley, Wallace, Wimberly.

Those voting in the negative were:

Allen of Twenty-first district, Mr. Speaker.

So the motion prevailed and section 4 was stricken out.

Mr. Cunningham moved

The bill be now adopted as amended.

Roll call showed:

Yeas, 14.

Nays, 2.

Those voting in the affirmative were:

Allen of Sixth district, Cunningham, Faris, Farnsworth, Greer, Johnston, Merrick, Peery, Pfaff, Scott, Stanley, Stovall, Wallace, Wimberly.

Those voting in the negative were:

Ozmun, Mr. Speaker.

So the bill was adopted.

Moved that

House Bill No. 47

Be engrossed and put on third reading.

Motion carried.

Messrs. Greer, Beaty and Johnston, Committee on Investigating Educational Institutions, were excused until they got through with their work.

House adjourned.

P. O. CASSIDY,
Chief Clerk.

THIRTY-THIRD DAY.

GUTHRIE, O. T., February 11, 1893.

House met pursuant to adjournment.

Roll call showed all present except

Messrs. Beaty, Greer, Johnston, Moyle, Pfaff, Rathburn and Wallace.

Prayer by Chaplain.

Journal read and approved.

The following communication was received from the Governor:

EXECUTIVE DEPARTMENT,

GUTHRIE, O. T., February 11, 1893.

To the President of the Council and Speaker of the House of Representatives, Guthrie, O. T.:

GENTLEMEN—I shall leave the city today at 1 o'clock p. m., and be away until 4 o'clock p. m. Monday, the 13th instant. Should you have any communications you desire to submit to me I would be pleased to receive them before noon today.

Very respectfully,

A. J. SEAY, Governor.

Reports of committee.

The Committee on Engrossed Bills made the following report:

GUTHRIE, O. T., February 10, 1893.

Mr. Speaker:

Your Committee on Engrossed Bills have examined

House Bill No. 54,

And find it correctly engrossed as passed: also that the word "and" should be inserted in section 2 between the words "hereafter" and "such,"

On motion the report of the committee was adopted.

Resolutions laid over under rule 34.

House Joint Resolution No. 5,

Memorializing Congress to grant a charter to the Lexington Bridge

Company to build a bridge across the Canadian river at Lexington, Cleveland county, Oklahoma Territory.

Roll call showed:

Yeas, 16.

Nays, 0.

Those voting were:

Allen of Sixth district, Allen of Twenty-first district, Brennan, Car-
rington, Clardy, Cunningham, Faris, Farnsworth, McDaniel, Merrick,
Scott, Stovall, Stone, Wallace, Wimberly and Mr. Speaker..

So the resolution was adopted.

Introduction of bills.

Mr. McDaniel introduced

House Bill No. 91,

An act to amend article 9 of chapter 18, of the General Statutes of
Oklahoma, entitled "Corporations."

Read first time.

Mr. Merrick introduced

House Bill No. 92,

An act providing for the publication of the laws of Oklahoma Terri-
tory and for other purposes.

Read first time.

Mr. Allen of Twenty-first district introduced

House Bill No. 93,

An act providing that the exemption laws shall not run against the
Territory of Oklahoma and repealing all acts in conflict therewith.

Read first time.

The following Message to the Speaker and House of Representatives
was received from the Trans-Mississippi Congress:

LOS ANGELES, Cal., February 7, 1893.

*Hon. Thomas R. Waggoner, Speaker, and Members of the House of Rep-
resentatives of the Territory of Oklahoma:*

GENTLEMEN—A congress of the Western States and Territories will
meet at Ogden, Utah, on Monday, April 24, of the present year. It is
known as the Trans-Mississippi Congress and has heretofore met at Gal-
veston, Kansas City, Denver, Omaha and New Orleans.

The territory embraced in the representation of this congress is all
that part of the United States west of the Mississippi river. The basis
of representation authorizes the governor to appoint ten delegates; the
county judge, board of supervisors or county commissioners, as the
case may be, to appoint one delegate from each county, the mayor of
all towns and cities one delegate for each 5,000 inhabitants or fractional
part thereof. All commercial bodies in all towns and cities may appoint
the same number as the mayor. This last includes chambers of com-
merce, real estate exchanges and similar commercial bodies. All
transportation companies, whether rail or steamship, one delegate each.

The object of this congress is to discuss all questions affecting the
West that may be the subject of legislation at Washington, and to speak,
through its resolutions, to the national congress.

Hence irrigation, arid land, silver, public lands, the policy of the Sec-

retary of the Interior, Pacific and Gulf coast defenses and harbor improvements, and other important questions vitally affecting the interest of your state, come up in a body composed entirely of western men.

You are respectfully invited to be present at the next session of the Congress, and as delegates, if selected in the manner above indicated, to take part in its proceedings.

Your attention is called to the importance of united action on the part of the West concerning many features essential to its prosperity and advancement, and to the advantage of subsequently expressing these same wishes through your legislative bodies.

Very respectfully,

L. BRADFORD PRINCE, President.

W. H. HARVEY, Chairman Executive Committee.

Bills read second time.

Council Bill No. 72,

Read second time and referred to the Committee on Ways and Means.

House Bill No. 81,

Read second time and referred to the Committee on Judiciary.

House Bill No. 90,

Read second time and referred to the Committee on Asylums and Public Charities.

House Bill No. 88,

Read second time and referred to the Committee on Judiciary.

The following message was received from the Council:

GUTHRIE, O. T., February 11, 1893.

Mr Speaker:

I am instructed by the Council to transmit to your honorable body

House Joint Resolution No. 4,

House Concurrent Resolution No. 7 and

House Concurrent Resolution No. 2,

Which the Council has concurred in.

Very truly,

ED. L. DUNN,

Chief Clerk.

Bills on their passage.

Council Bill No. 1

Was placed upon its passage.

The roll call showed:

Yeas, 15.

Nays, 1.

Those voting in the affirmative.

Allen of Sixth district, Allen of Twenty-first district, Brennan, Carington, Clardy, Cunningham, Faris, Farnsworth, McDaniel Merrick, Ozmun, Peery, Scott, Stanley, Stovall, Stone and Wallace.

Those voting in the negative:

Mr: Speaker.

So the bill passed.

Council Bill No. 2

Was placed upon its passage.

The roll call showed:

Yeas, 15.

Nays, 2.

Those voting in the affirmative:

Allen of Twenty-first district, Brennan, Carrington, Clardy, Cunningham, Faris, Farnsworth, McDaniel, Merrick, Ozmun, Scott, Stanley, Stovall, Stone and Wallace.

Those voting in the negative:

Peery and Mr. Speaker.

So the bill passed.

Council Bill No. 3

Was placed upon its passage.

The roll call showed:

Yeas, 13.

Nays, 3.

Those voting in the affirmative:

Allen of Sixth district, Allen of Twenty-first district, Brennan, Carrington, Clardy, Cunningham, Faris, Merrick, Scott, Stanley, Stovall, Stone and Wallace.

Those voting in the negative:

Farnsworth, Peery and Mr. Speaker.

Roll call ordered to ascertain if a quorum was present:

The roll call showed 14 members present.

Those present were:

Allen of Sixth district, Allen of Twenty-first district, Brennan, Carrington, Clardy, Cunningham, Faris, Farnsworth, Merrick, Peery, Scott, Stanley, Stone and Mr. Speaker.

Council Bill No. 4

Was placed upon its passage.

The roll call showed:

Yeas, 5.

Nays, 9.

Those voting in the affirmative:

Allen of Twenty-first district, Brennan, Cunningham, Faris and Stone.

Those voting in the negative:

Allen of Sixth district, Carrington, Clardy, Farnsworth, Merrick, Peery, Scott, Stanley and Mr. Speaker.

So the bill did not pass.

Mr. Cunningham moved

To suspend the rules and go into some other order of business.

Roll call showed:

Yeas, 9.

Nays, 8.

Those voting in the affirmative:

Allen of Twenty-first district, Clardy, Cunningham, Faris, Merrick, Stanley, Stovall, Stone and Mr. Speaker.

Those voting in the negative:

Allen of Sixth district, Brennan, Carrington, Farnsworth, Peery, Scott, Wallace and Wimberly.

And the rules were suspended.

Mr. Cunningham moved

That the House go into the Committee of the Whole for the consideration of bills on the calendar.

The roll call showed:

Yeas, 16.

Nays, 2.

Those voting in the affirmative were:

Allen of Sixth district, Allen of Twenty-first district, Clardy, Cunningham, Faris, Farnsworth, McDaniel, Merrick, Peery, Scott, Stanley, Stovall, Stone, Wallace, Wimberly, Mr. Speaker.

Those voting in the negative were:

Brennan, Carrington.

So the House went into Committee of the Whole, with Mr. Cunningham in the chair, on the consideration of

House Bill No. 76.

At 12:05 the committee arose, reported progress and asked leave to sit again.

Report adopted.

The following message was received from the Governor:

EXECUTIVE DEPARTMENT,
GUTHRIE, O. T., February 11, 1893.

To the Speaker of the Legislative House of Representatives, Guthrie:

SIR: Having considered and approved

House Bill No. 49,

I this day at 11:30 a. m. caused the same to be delivered to the Secretary of the Territory of Oklahoma, according to law.

Very respectfully,
A. J. SEAY, Governor.

Mr. Cunningham introduced

The following resolution:

Resolved. That the Chief Clerk be and he hereby is required to print the name of the member who introduced the bill, after the description thereof, upon the calendar.

On motion

To adjourn until 4 p. m. Monday,

Roll call showed:

Yeas, 11,

Nays, 8.

Those voting in the affirmative were:

Allen of the Sixth district, Clardy, Cunningham, McDaniel, Merrick, Ormsbee, Stanley, Stovall, Stone, Wallace and Wimberly.

Those voting in the negative were:

Allen of the Twenty-first district, Brennan, Carrington, Faris, Farnsworth, Peery, Scott and Mr. Speaker.

So the House was adjourned until 4 p. m. Monday, February 13.

P. O. CASSIDY,
Chief Clerk.

THIRTY-FIFTH DAY.

GUTHRIE, O. T., February 13, 1893.

House met pursuant to adjournment.

Roll call found a quorum present.

Journal read and approved.

Regular order.

House Petition No. 9,

Concerning separate schools for white and colored.

Laid over until to-morrow.

Reports of committees.

Judiciary Committee:

Mr. Speaker:

Your Committee on Judiciary having had under consideration

House Bill No. 82,

Direct me to report same back to the House, with the recommendation that it do not pass.

T. ORMSBEE,
Chairman Committee.

Mr. Ormsbee moved

That the report be accepted.

Mr. Allen of the Twenty-first district moved

That the report be rejected and the bill ordered printed.

The roll being called there were:

Yeas, 8.

Nays, 9.

Those voting in the affirmative:

Allen of Twenty-first district, Brennan, Faris, Farnsworth, Moyle, Pfaff, Stone, Wallace.

Those voting in the negative:

Carrington, Cunningham, Ormsbee, Peery, Scott, Stanley, Stovall, Wimberly, Mr. Speaker.

So the motion failed.

The roll being called on the adoption of the report there were:

Yeas, 11.

Nays, 7.

Those voting in the affirmative:

Carrington, Cunningham, Merrick, Ormsbee, Peery, Pfaff, Stanley, Stovall, Wallace, Wimberly, Mr. Speaker.

Those voting in the negative:

Allen of Twenty-first district, Brennan, Faris, Farnsworth, Moyle, Scott, Stone.

So the motion prevailed and the report was adopted.

Mr. Speaker:

Your Committee on Judiciary having had under consideration

House Bill No. 22,

House Bill No. 21,

House Bill No. 80,

House Bill No. 61,

House Bill No. 16,

House Bill No. 12,

House Bill No. 44,

House Bill No. 10,

House Bill No. 9,

House Bill No. 19,

House Bill No. 39,

House Bill No. 43,

House Bill No. 57,

House Bill No. 14,

House Bill No. 20,

House Bill No. 15,

House Bill No. 23 and

House Bill No. 4,

Direct me to report the same back to the House with the recommendation that the same do not pass.

T. ORMSBEE,
Chairman Committee.

Mr. Brennan moved

That the report be laid on the table.

Which motion prevailed.

Mr. Speaker:

Your Committee on Judiciary having had under consideration

House Bill No. 69,

House Bill No. 74,

House Bill No. 67,

House Bill No. 68,

House Bill No. 51,

House Bill No. 88 and

House Bill No. 87. Also

Council Bill No. 53 and

Council Bill No. 22

And direct me to report the same back to the House with the recommend that they do pass.

T. ORMSBEE,
Chairman Committee.

Mr. Brennan moved
That the report of committee on
House Bill No. 87,
Be rejected.

The roll being called there were:

Yeas, 3.

Nays, 16.

Those voting in the affirmative:

Brennan, Faris, Wimberly.

Those voting in the negative:

Allen of Twenty-first district, Carrington, Cunningham, Farnsworth, McDaniel, Merrick, Moyle, Ozmun, Ormsbee, Peery, Pfaff, Scott, Stanley, Stone, Wallace, Mr. Speaker.

So the motion failed and the report was adopted.

Mr. Brennan moved
That the report of the Committee on
House Bill No. 88,
Be rejected.

The roll being called there were:

Yeas, 2.

Nays, 15.

Those voting in the affirmative:

Wimberly, Mr. Speaker.

Those voting in the negative:

Allen of Twenty-first district, Brennan, Carrington, Cunningham, Farnsworth, McDaniel, Merrick, Moyle, Ozmun, Ormsbee, Peery, Pfaff, Stovall, Stone, Wallace.

So the motion failed and the report was adopted.

Committee on Education.

Mr. Speaker.

Your Committee on Education begs leave to report that they have had House Bill No. 66 under consideration, and return the same with the recommendation that it do pass.

W. B. STONE,
Chairman Committee.

J. J. MERRICK,
Secretary Committee.

Committee on Military.

Mr. Speaker:

Your Committee on Military having had under consideration
House Bill No. 71,

Direct me to report same back to the House with the recommendation that it do pass.

T. ORMSBEE,
Chairman Committee.

Mr. Wimberly moved

That House Bill No. 71

Be recommitted to Committee on Military for consideration.

Which motion prevailed.

Committee on Insurance.

Mr. Speaker:

Your Committee on Insurance having had under consideration

House Bill No. 70,

Direct me to report same back to the House with the recommendation that it do pass.

T. ORMSBEE,
Chairman Committee.

Mr. Speaker:

Your Committee on Insurance having had

Council Bill No. 5

Under consideration, instruct me to report the same back to the House, with amendment of section 1 to read as follows:

Section 1. That chapter 44 of the Statutes of Oklahoma, relating to insurance, be and the same is hereby repealed.

And so amended recommend that the same do pass.

T. ORMSBEE,
Chairman Committee.

Introduction of bills.

House Bill No. 94,

By Mr. Brennan of Fourth district. An act to amend section 1 of article 8 of chapter 75 of Statutes of Oklahoma.

House Bill No. 95,

By Mr. Brennan of Fourth district. An act to regulate mercantile agencies.

House Bill No. 96,

By Mr. Brennan of Fourth district. An act to amend section 3, article 1 of chapter 75.

House Bill No. 97,

By Mr. Cunningham of Twenty-fourth district. An act relating to telephones and telegraphs.

House Bill No. 98,

By Mr. Ormsbee of First district, by request. An act concerning the Board of Health.

House Bill No. 99,

By Mr. Ormsbee of First district. Property exempt from forced sale.

House Bill No. 100,

By Mr. Ormsbee of First district. Appraisement of property seized by officers.

House Bill No. 101,

By Mr. Ormsbee of First district. An act prescribing the duties of the Territorial Board of Equalization.

House Bill No. 102,

By Mr. Ormsbee of First district, by request. Property exempt from taxation.

House Bill No. 103,
By Mr. Scott of Nineteenth district, by request. Fees for county attorneys.

House Bill No. 104,
By Mr. Stone. An act relating to roads and highways.

Mr. Ormsbee introduced
House Concurrent Resolution No. 12,
Relating to the public lands in Beaver county.

The roll being called on the adoption of the resolution there were:

Yeas, 18.

Nays, 1.

Those voting in the affirmative:

Allen of Twenty-first district, Brennan, Carrington, Cunningham, Faris, Farnsworth, McDaniel, Merrick, Moyle, Ozmun, Ormsbee, Peery, Pfaff, Scott, Stanley, Stone, Wallace, Mr. Speaker.

Those voting in the negative:

Mr. Wimberly.

Message from Council.

TERRITORY OF OKLAHOMA,
COUNCIL CHAMBER,
GUTHRIE, O. T. February 13, 1893.

Mr. Speaker:

I am directed to transmit to your Honorable Body
Council Bill No. 83,

"An act declaring gaming illegal, etc.," which the Council has passed
and respectfully ask your concurrence therein.

Very truly yours,
ED. L. DUNN,
Chief Clerk.

House adjourned.

P. O. CASSIDY,
Chief Clerk.

THIRTY-SIXTH DAY.

GUTHRIE, February 14, 1893.

House met pursuant to adjournment.

Roll call found all present but:

Messrs. Beaty, Greer and Johnson.

Prayer by the Chaplain.

Journal read and approved.

It was moved

To suspend the rules and for the House to go into the Committee of the Whole on bills of the second reading.

The roll call showed.

Yeas, 22.

Nays, 1.

Those voting in the affirmative:

Allen of the Sixth district, Allen of the Twenty-first, Beaty, Brennan, Clardy, Cunningham, Faris, Farnsworth, McDaniel, Merrick, Moyle, Ozmun, Ormsbee, Peery, Pfaff, Rathburn, Scott, Stanley, Stovall, Stone, Wallace, Wimberly and Mr. Speaker.

Those voting in the negative were:

Mr. Carrington.

So the House went into Committee of the Whole with Mr. Cunningham in the chair.

At 11:55 committee rose and reported as follows:

We recommend that

House Bill No. 5

Be made a special order for 2 p. m. February 17, and that

House Bill No. 76

Do pass as amended.

House adjourned.

AFTERNOON SESSION.

Roll call showed all present but:

Beaty and Greer.

Mr. Speaker appointed Messrs. Merrick, Peery and Wallace as a special committee, to which

House Bill No. 5

Was referred.

Introduction of Bills.

House Bill No. 105,

An act to regulate the milling industry in the Territory of Oklahoma,
Introduced by Harper S. Cunningham of the twenty-fourth district.

Read first time.

House Bill 106,

An act to amend:

Section 6355,

Section 6357,

Section 6359,

Section 6362,

Section 6364,

Section 6369,

Section 6370,

Section 6372,

Section 6374,

Section 6375,

Section 6376,

Section 6378,

Section 6379,

Section 6383,

Section 6394,

Section 6395,

Section 6397,

Section 6402,

Section 6417,

Section 6420,

Section 6421,

Section 6422,

Section 6425,

Section 6426,

Section 6465,

Section 6474,

Section 6476

Of chapter 76,

School law of Oklahoma, entitled "Schools."

Introduced by W. B. Stone of the Twenty-third district.

Read first time.

House Bill No. 107,

An act to amend chapter 34 of the Statutes of Oklahoma, relating to exemption.

Introduced by J. K. Allen of the Twenty-third district.

Read first time.

Bills on second reading.

House Bill No. 104,

An act relating to roads and highways.

Read second time.

Council Bill No. 83,
Declaring gaming illegal.

Read second time and Referred to Committee on Compensation of Public Officers.

House Bill No. 101,
An act prescribing the duties of the Territorial board of equalization.
Read second time and referred to Judiciary Committee.

House Bill No. 102,
Property exempt from taxation.
Read second time and referred to Judiciary Committee.

House Bill No. 100,
Appraisement of property seized by officers.
Read second time and referred to Judiciary Committee.

House Bill No. 103,
Fees for county attorneys.
Read second time and referred to Committee on Compensation of Public Officers.

House Bill No. 99,
Property exempt from forced sale.
Read second time and referred to Judiciary Committee.

House Bill No. 98.
An act concerning the board of health.
Read second time and referred to Committee on Judiciary.

House Bill No. 97,
An act relating to telegraph and telephones.
Read second time and referred to Committee on Labor, Manufactories and Home Industries.

House Bill No. 96,
An act to amend section 3 of article 1 of chapter 75.
Read second time and referred to Committee on Ways and Means.

House Bill No. 94,
An act to amend section 1 of article 8 of chapter 75 of the Statutes of Oklahoma.

Read second time and referred to Committee on Judiciary.

House Bill No. 71,
To amend chapter 73, subject "Militia."
Recommitted to Committee on Militia.

House bill No. 91,
An act to amend article 9 of chapter 18 of the Statutes of Oklahoma, entitled "Corporations."

Read second time and referred to Committee on Municipal Corporations.

House Bill No. 92,
An act providing for the publication of the laws of Oklahoma Territory and for other purposes.

Read second time and referred to Committee on Judiciary.

House Bill No. 93,
An act providing that the exemption laws shall not run against the Territory of Oklahoma and repealing all acts in conflict therewith.

Read second time and referred to Committee on Judiciary.

Mr. Ormsbee introduced the following resolution:

Resolved, That the Speaker be requested to make appointment of engrossing clerk, from time to time as may become necessary, that delay from that cause may be avoided.

Mr. Allen of the Twenty-first district moved

To amend by inserting the word "temporary" before "engrossing" in the second line.

Motion carried.

Roll call on resolution showed:

Yeas, 16.

Nays, 8.

Those voting in the affirmative were:

Allen of the Twenty-first district, Brennan, Carrington, Faris, Farnsworth, Johnston, McDaniel, Ozmun, Ormsbee, Peery, Pfaff, Rathburn, Stone, Wallace and Mr. Speaker.

Those voting in the negative were:

Allen of the Sixth district, Clardy, Cunningham, Greer, Merrick, Scott, Stanley and Wimberly.

So the resolution was adopted.

House Bill No. 34

Was made special order for February 21.

Bills on passage.

Council Bill No. 6

Was put upon its passage.

The roll call showed:

Yeas, 14.

Nays, 10.

Those voting in the affirmative were:

Allen of the Twenty-first district, Brennan, Clardy, Cunningham, Faris, Greer, Johnston, McDaniel, Merrick, Ozmun, Ormsbee, Pfaff, Wallace and Mr. Speaker.

Those voting in the negative were:

Allen of the Sixth district, Carrington, Farnsworth, Peery, Rathburn, Scott, Stanley, Stovall, Stone and Wimberly.

So the bill passed and the title was agreed to.

Council Bill No. 7

Was put upon its passage.

Roll call showed:

Yeas, 16.

Nays, 8.

Those voting in the affirmative were:

Allen of the Twenty-first district, Beaty, Brennan, Clardy, Cunningham, Faris, Greer, Johnston, Merrick, Moyle, Ozmun, Ormsbee, Pfaff, Scott, Stone and Wallace.

Those voting in the negative were:

Carrington, Farnsworth, McDaniel, Peery, Rathburn, Stanley, Wimberly and Mr. Speaker.

So the bill passed and the title was agreed to.

Council Bill No. 8

Was put upon its passage.

Roll call showed:

Yeas, 18.

Nays, 7.

Those voting in the affirmative were:

Beaty, Brennan, Carrington, Clardy, Cunningham, Faris, Farnsworth, Greer, Johnston, Merrick, Moyle, Ozmun, Ormsbee, Pfaff, Scott, Stovall, Stone and Wallace.

Those voting in the negative:

Allen of Sixth district, Allen of Twenty-first district, McDaniel, Peery, Rathburn, Wimberly and Mr. Speaker.

So the bill passed and the title was agreed to.

Council Bill No. 9

Was placed upon its passage.

Roll call showed:

Yeas, 16.

Nays, 10.

Those voting in the affirmative:

Beaty, Clardy, Cunningham, Faris, Greer, Johnston, Merrick, Moyle, Ozmun, Ormsbee, Pfaff, Scott, Stanley, Stovall, Stone and Wallace.

Those voting in the negative:

Allen of Sixth district, Allen of Twenty-first district, Brennan, Carrington, Farnsworth, McDaniel, Peery, Rathburn, Wimberly, Mr. Speaker.

So the bill passed and the title was agreed to.

Council Bill No. 10

Was put upon its passage.

Roll call showed:

Yeas, 22.

Nays, 4.

Those voting in the affirmative:

Beaty, Brennan, Carrington, Clardy, Cunningham, Faris, Farnsworth, Greer, Johnston, McDaniel, Merrick, Moyle, Ozmun, Ormsbee, Peery, Pfaff, Scott, Stanley, Stovall, Stone, Wallace and Wimberly.

Those voting in the negative:

Allen of Sixth district, Allen of Twenty-first district, Rathburn and Mr. Speaker.

So the bill passed and the title was agreed to.

Council Bill No. 11

Was put upon its passage.

Roll call showed:

Yeas, 20.

Nays, 6.

Those voting in the affirmative:

Allen of Twenty-first district, Beaty, Brennan, Carrington, Clardy, Cunningham, Faris, Greer, Johnston, McDaniel, Merrick, Moyle, Ozmun, Ormsbee, Pfaff, Scott, Stanley, Stovall, Stone and Wallace.

Those voting in the negative:

Allen of Sixth district, Farnsworth, Peery, Rathburn, Wimberly and Mr. Speaker.

So the bill passed and the title was agreed to.

Council Bill No. 12

Was put upon its passage.

Roll call showed:

Yeas, 22.

Nays, 4.

Those voting in the affirmative:

Allen of Sixth district, Beaty, Brennan, Clardy, Cunningham, Faris, Greer, Johnston, Merrick, Moyle, Ozmun, Ormsbee, Peery, Pfaff, Rathburn, Scott, Stanley, Stovall, Stone, Wallace, Wimberly, Mr. Speaker.

Those voting in the negative:

Allen of Twenty-first district, Carrington, Farnsworth, McDaniel.

So the bill passed and the title was agreed to.

Council Bill No. 13

Was put upon its passage.

Roll call showed:

Yeas, 20.

Nays, 5.

Those voting in the affirmative:

Allen of Sixth district, Allen of Twenty-first district, Beaty, Carrington, Clardy, Cunningham, Faris, Greer, Johnston, Merrick, Moyle, Ozmun, Ormsbee, Pfaff, Scott, Stanley, Stovall, Stone, Wallace and Mr. Speaker.

Those voting in the negative:

Brennan, Farnsworth, McDaniel, Peery and Rathburn.

So the bill passed and the title was agreed to.

Council Bill No. 14,

An act repealing article 2, chapter 54, relating to mortgages.

Shall the bill pass?

The roll being called there were:

Yeas, 21.

Nays, 5.

Those voting in the affirmative:

Allen of Sixth district, Allen of Twenty-first district, Beaty, Brennan, Carrington, Clardy, Cunningham, Faris, Farnsworth, Johnston, Merrick, Moyle, Ozmun, Ormsbee, Pfaff, Scott, Stanley, Stovall, Stone, Wallace and Wimberly.

Those voting in the negative:

Greer, McDaniel, Peery, Rathburn and Mr. Speaker.

So the bill passed and the title was agreed to.

House Bill No. 54,

An act to authorize county, city and township treasurers of school districts to register all warrants or orders for the payment of money drawn upon them and not paid for the wants of funds, and providing for the payment of the same in the order of registration.

Shall the bill pass?

The roll being called there were:

Yeas, 25.

Nays, 0.

Those voting were:

Allen of Sixth district, Allen of Twenty-first district, Beaty, Brennan, Carrington, Clardy, Cunningham, Faris, Farnsworth, Greer, Johnston, McDaniel, Merrick, Moyle, Ozmun, Ormsbee, Peery, Pfaff, Rathburn, Scott, Stanley, Stone, Wallace, Wimberly and Mr. Speaker.

So the bill passed and the title was agreed to.

House Bill No. 28,

An act to repeal article 1, chapter 3, "Protection to Stock Raisers."

Shall the bill pass?

The roll being called there were:

Yeas, 18.

Nays, 3.

Those voting in the affirmative were:

Allen of Sixth district, Allen of Twenty-first district, Beaty, Brennan, Carrington, Clardy, Cunningham, Faris, Greer, Merrick, Moyle, Ozmun, Ormsbee, Pfaff, Scott, Stanley, Wimberly and Mr. Speaker.

Those voting in the negative:

Farnsworth, Rathburn and Stone.

So the bill passed and the title was agreed to.

On motion of Mr. Ormsbee

The House went into Committee of the Whole with Mr. Cunningham in the chair.

At 5.50 committee arose and reported as follows:

We recommend that

House Bill No. 58,

As amended, do pass.

House adjourned.

P. O. CASSIDY,
Chief Clerk.

THIRTY-SEVENTH DAY.

GUTHRIE, February 15, 1893.

House met pursuant to adjournment.

Roll call found all present except:

Brennan, Carrington, McDaniel, Pfaff and Rathburn.

Prayer by Chaplain.

Regular order.

Unfinished business.

House Bill No. 58.

Mr. Cunningham moved

To re-insert in section 7 the following words: "And become a part of the library fund, and shall be expended as is provided for in an act in relation to the Territorial library."

Mr. Peery moved

To amend by striking out words, "which money," and insert the following: "and all profits arising from the sale of said reports above the actual cost to the Territory shall be."

The roll call on the amendment offered by Mr. Peery showed:

Yeas, 11.

Nays, 14.

Those voting in the affirmative were:

Allen of Sixth district, Carrington, Clardy, Faris, Farnsworth, Peery, Rathburn, Scott, Stanley, Mr. Speaker.

Those voting in the negative were:

Allen of Twenty-first district, Brennan, Cunningham, Greer, Johnston, Merrick, Moyle, Ozmun, Ormsbee, Pfaff, Stovall, Stone, Wallace, Wimberly.

So the amendment was lost.

The roll call on Mr. Cunningham's amendment showed:

Yeas, 16.

Nays, 9.

Those voting in the affirmative were:

Allen of Twenty-first district, Brennan, Clardy, Cunningham, Greer, Johnston, Merrick, Moyle, Ozmun, Ormsbee, Pfaff, Stovall, Stone, Wallace, Wimberly, Mr. Speaker.

Those voting in the negative were:

Allen of Sixth district, Beaty, Carrington, Faris, Farnsworth, Peery, Rathburn, Scott, Stanley.

So the amendment was adopted.

The roll call on the adoption of the report of the Committee of the Whole showed:

Yeas, 16.

Nays, 9.

Those voting in the affirmative were:

Allen of Twenty-first district, Brennan, Clardy, Cunningham, Greer, Johnston, Merrick, Moyle, Ozmun, Ormsbee, Pfaff, Stovall, Stone, Wallace, Wimberly, Mr. Speaker.

Those voting in the negative were:

Allen of Sixth district, Beaty, Carrington, Faris, Farnsworth, Peery, Rathburn, Scott, Stanley.

So the amendment was adopted.

Mr. Beaty moved

To strike out the words "one thousand," and insert "five hundred."

Mr. Cunningham moved

To table the amendment.

Roll call showed:

Yeas, 16.

Nays, 9.

Those voting in the affirmative were:

Allen of Twenty-first district, Brennan, Clardy, Cunningham, Greer, Johnston, Merrick, Moyle, Ozmun, Ormsbee, Pfaff, Stovall, Stone, Wallace, Wimberly.

Those voting in the negative were:

Allen of Sixth district, Beaty, Carrington, Faris, Farnsworth, Peery, Rathburn, Scott, Stanley, Mr. Speaker.

And the amendment was lost.

Mr. Beaty moved

To insert after the word "report," the words, "and no volume shall contain more than 600 pages."

Mr. Cunningham moved

To lay the motion on the table.

The roll being called there were:

Yeas, 17.

Nays, 8.

Those voting in the affirmative were:

Allen of Twenty-first district, Brennan, Clardy, Cunningham, Faris, Greer, Johnston, Merrick, Moyle, Ozmun, Ormsbee, Pfaff, Stovall, Stone, Wallace, Wimberly, Mr. Speaker.

Those voting in the negative were:

Allen of Sixth district, Beaty, Carrington, Farnsworth, Peery, Rathburn, Scott, Stanley.

And the amendment was tabled.

Mr. Cunningham moved to have

House Bill No. 58

Ordered engrossed.

The roll being called showed:

Yeas, 17.

Nays, 7.

Those voting in the affirmative were:

Allen of Sixth district, Allen of Twenty-first district, Brennan, Clardy, Cunningham, Johnston, Merrick, Moyle, Ozmun, Ormsbee, Pfaff, Rathburn, Stanley, Stovall, Stone, Wallace, Wimberly.

Those voting in the negative were:

Beaty, Carrington, Faris, Farnsworth, Peery, Scott, Mr. Speaker.

And the bill was ordered engrossed.

AFTERNOON SESSION.

Roll call showed a quorum present.

Mr. McDaniel was excused on account of sickness.

Reports of committees.

Ways and Means.

Mr. Speaker:

Your Committee on Ways and Means have had
House Bill No. 55 and substitute

Under consideration, and report the same back to the House with the following amendment, and recommend that it do pass.

R. C. BRENNAN,
Chairman Committee.

Report adopted.

Mr. Speaker:

Your Committee on Ways and Means have had
House Bill No. 96

Under consideration, and respectfully submit the same back to the House with the recommendation that it do pass.

R. C. BRENNAN,
Chairman Committee.

Report adopted.

Mr. Speaker:

Your Committee on Ways and Means have had
House Bill No. 94

Under consideration and report the same back to the House with the recommendation that it do pass.

R. C. BRENNAN,
Chairman Committee.

Report adopted.

Railroads and Private Corporations:

Mr. Speaker:

We, your Committee on Railroads and Private Corporations, having had
House Bill No. 2

Under consideration, beg leave to report the same with additional section 4, and recommend that it pass.

J. H. BEATY,
Chairman Committee.

Petition from voters in Kingfisher county in reference to amendment of the school law.

Referred to the Committee on Education.

Introduction of bills.

House Bill No. 108,

An act amendatory of sections, 5, 9, 13, 19, 37 and 49 of article 6 of chapter 24 of the Statutes of Oklahoma, entitled "County Commissioners."

By Mr. Greer of the Twenty-fifth district.

Read first time.

House Bill No. 109,

An act relating to animals and providing a penalty for injuring same by various specified methods.

By T. Ormsbee of the First district.

Read first time.

House Bill No. 110,

An act to amend section 20, article 16 of the Statutes of Oklahoma, being paragraph 4535,

By T. Ormsbee of the First district.

Read first time.

House Bill No. 111,

An act to provide for county sub-judicial districts and sessions of the probate court therein.

By Mr. Rathburn of the Twentieth district.

Read first time.

House Bill No. 112,

An act to provide for the raising and collecting of revenue and repealing chapter 75 of the Statutes of Oklahoma,

By W. B. Stone of the Twenty-third district.

Read first time.

House Bill No. 113,

An act to amend sections 1 and 2 of article 24 of chapter 25, entitled "Assault and Battery,"

By David J. Wallace of the Twenty-second district.

Read first time.

Report of Judiciary Committee.

Mr. Speaker:

Your Committee on Judiciary, having had under consideration

House Bill No. 3,

Instruct me to report the same back to the House with the recommendation that the substitute herewith presented by your committee do pass.

T. ORMSBEE,
Chairman Committee.

Report adopted.

Message from the Council:

GUTHRIE, O. T., February 15, 1893.

Mr Speaker:

I am directed by the Council to transmit to your honorable body
Council Bill No. 93,
Council Bill No. 94, also,
Council Concurrent Resolution No. 10,
All of which the Council has passed and respectfully ask your concurrence therein.

Very truly,
ED. L. DUNN,
Chief Clerk.

GUTHRIE, O. T., February 15, 1893.

Mr. Speaker:

I am directed by the Council to transmit to your honorable body
Council Bill No. 64, which the Council has passed and respectfully ask your concurrence therein. Also
House Concurrent resolution No. 9,
Which the Council has concurred in.

Very truly yours,
ED. L. DUNN,
Chief Clerk.

Bills Referred.

House Bill No. 105,
Concerning milling,
To Committee on Agriculture.

House Bill No. 106,
School law,
To Committee on Education.

House Bill No. 107,
Relating to exemptions,
To Ways and Means.

Council Bill No. 26,
Election of officers for cities of the first class,
To Committee on Municipal Corporations.

Mr. Allen of Sixth district moved to take up
House Bill No. 76,
An act concerning cities, towns or villages in two or more counties.
Which motion prevailed.

Mr. Allen moved
To amend by striking out the words in sections 1 and 2 as follows:
"precinct or township in which any," and in line 2: "Is situated."

Which motion prevailed and the amendment was adopted.

Mr. Merrick moved

To strike out the words "city, town or" wherever they occur in the bill.

Which amendment prevailed.

Mr. Allen of the Sixth district moved
That the bill be ordered engrossed.

Which motion prevailed.

And the House resolved itself into a Committee of the Whole for the consideration of bills on the calendar.

Committee arose at 4:35 p. m. and reported progress and recommend that

House Bill No. 13

Be indefinitely postponed; and beg leave to sit again at some other time on

House Bill No. 89.

Hon. N. R. Hysell, ex-speaker of the Ohio legislature, was introduced and entertained the House with a pleasant address.

House adjourned to 7.30 p. m.

EVENING SESSION,

Roll call showed a quorum present.

Mr. Speaker ruled resolution offered by Mr. Brennan out of order.

House went into Committee of the Whole with Mr. Peery in the chair.

Committee arose at 9:30 and reported as follows:

That House Bill No. 89

As amended do pass.

Also House Bill No. 73

Do pass.

Mr. Waggoner moved to amend

House Bill No. 89

Section 3, line 15 after word "treasurer" by inserting the words "and said bonds shall not be sold for less than 90 per cent. of their face value."

Roll being called on the amendment the vote resulted:

Yeas, 18.

Nays, 2.

Those voting in the affirmative were:

Allen of the Sixth district, Allen of the Twenty-first, Brennan, Car-
rington, Clardy, Faris, Farnsworth, Greer, Johnston, Merrick, Moyle,
Peery, Scott, Stanley, Stone, Wallace, Wimberly and Mr. Speaker.

Those voting in the negative were:

Cunningham and Ormsbee.

So the amendment was adopted.

Mr. Merrick moved

To order House Bill No. 89

Engrossed, and it was so ordered.

Report of Judiciary Committee.

Mr. Speaker:

Your Judiciary committee having had under consideration
House Bills No. 62 and 63
Have directed me to report same back to the House with the recommendation that they do pass.

T. ORMSBEE,
Chairman of Committee.

On motion the report was received.
Mr. Ormsbee moved
That the printing of the bill be deferred.
Motion carried.
Message from the Council.

Mr. Speaker.

I am instructed by the Council to transmit to your honorable body
House Concurrent Resolution No. 5,
Also House Bill No. 7,
With the information that the Council has non-concurred in the same.

Very truly yours,
ED. L. DUNN,
Chief Clerk.

Motion made that
House Bill No. 73
Be ordered engrossed.
Motion carried.
House adjourned.

P. O. CASSIDY,
Chief Clerk.

THIRTY-EIGHTH DAY.

GUTHRIE, February 16, 1893.

House met pursuant to adjournment.

Roll call found all present except:

Allen of Sixth district, Greer, Johnston and Stovall, all of whom reported subsequently.

Prayer by the Chaplain.

Journal read and approved.

Reports of committees.

Mr. Speaker:

Your Committee on Railroads and Private Corporations having had House Bill No. 35

Under consideration, and not being able to agree, we, the undersigned members of said committee, beg leave to report said bill back to the House and recommend that it do pass.

J. H. BEATY, Chairman.
D. J. WALLACE,
W. G. SCOTT,
D. W. PEERY.

Minority report:

Mr. Speaker:

Your Committee on Railroads and Private Corporations having had House Bill No. 35

Under consideration, and being unable to agree upon a report, the undersigned members of said committee hereby beg to recommend that the bill do not pass.

T. ORMSBEE,
JNO. W. MOYLE,
B. J. CLARDY.

Moved to adopt majority report.

Motion to substitute minority report.

Minority report withdrawn and the majority report adopted, both reports to be filed and the bill ordered printed.

Introduction of bills.

House Bill No. 114,

An act relating to the business of insurance. Introduced by T. Ormsbee, First district.

Read first time.

House Bill No. 115,

An act to amend an act creating the office of county attorney and defining the duties of such office, and making provisions for the compensation of the same. Introduced by John A. Wimberly of the Fifth district.

Read first time.

House Bill No. 116,

An act relating to divorce. Introduced by B. J. Clardy of the Seventeenth district.

Read first time.

Mr. Allen of the Twenty-first district offered the following resolution:

WHEREAS, There is now pending before this House a bill relating to the vice of gambling, and

WHEREAS, The enormity of this evil is of great public interest, and the friends of reform desire to be permitted to come before this body and express their views thereon: therefore be it

Resolved, That the use of this hall be, and it is hereby tendered to the citizens of this Territory for the purpose of holding a meeting on the evening of the 17th inst., and that Rev. Duval and others be invited to be present.

The roll being called on the adoption of the resolution there were:

Yeas, 14.

Nays, 10.

Those voting in the affirmative were:

Allen of Sixth district, Allen of Twenty-first district, Cunningham, Farnsworth, Greer, Johnston, McDaniel, Moyle, Rathburn, Stanley, Stone, Wallace, Wimberly, Mr. Speaker.

Those voting in the negative were:

Beaty, Brennan, Carrington, Clardy, Faris, Ozmun, Ormsbee, Peery, Pfaff, Scott.

So the resolution was adopted.

Bills referred:

House Bill No. 93,

Concerning the exemption laws.

Committee on Ways and Means.

House Bill No. 108,

Relating to County Commissioners.

Committee on County and Township Organization.

House Bill No. 109,

Concerning injury to animals.

Committee on Labor, Manufactories and Home Industries.

House Bill No. 110,

An act to amend paragraph 4535 of civil procedure.

Committee on Judiciary.

House Bill No. 111,
Sub-judicial districts.

Committee on County and Township Organization.

House Bill No. 112,
In relation to revenue.

Committee on Ways and Means.

House Bill No. 113,
Assault and battery.

Committee on Judiciary.

Council Bill No. 64,

An act requiring the clerk of the District Court to make and keep a record of all bonds, indictments and informations.

Committee on Judiciary.

Council Bill No. 94,

An act to encourage the planting of fruit trees.

Committee on Labor, Manufactories and Home Industries.

Council Concurrent Resolution No. 10.

Moved to refer the resolution to Committee on Judiciary.

Motion carried.

Mr. Pfaff moved

That House Bill No. 29 and

House Bill No. 30,

Be made special order for Tuesday, February 21, at 10 a. m.

Roll call showed:

Yeas, 21.

Nays, 2.

Those voting in the affirmative were:

Allen of Sixth district, Allen of Twenty-first district, Brennan, Car-
rington, Cunningham, Faris, Farnsworth, Greer, McDaniel, Moyle,
Ozmun, Ormsbee, Peery, Pfaff, Rathburn, Scott, Stanley, Stone, Wallace,
Wimberly, Mr. Speaker.

Those voting in the negative were:

Beaty, Clardy.

So the motion prevailed.

On motion, House went into Committee of the Whole, with Mr. Pfaff
in the chair.

At 11:45 committee arose and recommended to the House that

House Bill No. 8 and

House Bill No. 66

Do pass.

Moved by Mr. Cunningham

That when the House adjourn it be until 4 p. m. tomorrow.

The roll being called there were:

Yeas, 18.

Nays, 7.

Those voting in the affirmative were:

Allen of Sixth district, Brennan, Clardy, Cunningham, Faris, Farns-
worth, Greer, Merrick, Moyle, Ormsbee, Peery, Pfaff, Scott, Stanley,
Stovall, Wallace, Wimberly, Mr. Speaker.

Those voting in the negative were:

Allen of Twenty-first district, Carrington, McDaniel, Ozmun, Rathburn, Stone.

So the motion prevailed.

Message from the Council:

Mr. Speaker:

I am directed by the Council to transmit to your Honorable Body
House Bill No. 50,

Which the Council has rejected. Also

House Concurrent Resolution No. 12,

Which the Council has amended, and as amended adopted, and ask
your concurrence therein.

Very truly,

ED. L. DUNN,

Chief Clerk.

House Concurrent Resolution No. 12,

As amended by the Council, was laid over until Mr. Ormsbee, the
introducer of the resolution, should be present.

House adjourned.

P. O. CASSIDY,

Chief Clerk.

THIRTY NINTH DAY.

GUTHRIE, O. T., February 17, 1893.

House met pursuant to adjournment at 4 p. m.

Roll call showed all present but:

Scott, who was excused, and Ozmun.

Journal read and approved.

On motion

House Bill No. 5

Was made special order for 10 a. m. Monday.

Mr. Cunningham offered the following resolution:

House Resolution No. 3.

WHEREAS, The Legislative Assembly of the Territory of Oklahoma have learned with regret and alarm that our sister state on the North, the once great, prosperous and peaceful state of Kansas, is now in the throes of a widespread rebellion dangerous to the integrity of the state and threatening great danger to the inhabitants of this Territory residing adjacent thereto; and

WHEREAS, The continuance of such a state of affairs will tend to greatly endanger the Territory of Oklahoma, by reason of being upon the border, and subject her citizens to the terrors and inconveniences of raids by marauding bands from such revolutionary state; and

WHEREAS, The great emergency of the situation demands immediate action, therefore be it

Resolved, By the Legislative Assembly of the Territory of Oklahoma that his excellency, the Governor of this Territory, be requested to at once extend a protectorate over the said state of Kansas, and enforce the same if necessary by the whole military power of this Territory.

Resolved, That the Governor of this Territory be requested, by proclamation duly issued under the great seal of this Territory, to establish a quarantine against the long-horned revolutionists of the state of Kansas upon the northern boundary of our Territory, and to enforce the same by a picket line established thereon.

Resolved, That for the enforcement of the principles and obligations herein set forth we pledge our lives, our fortunes and our sacred honor.

Mr. Brennan moved

That the resolution be tabled forever.

Motion Lost.

On the adoption of the resolution the roll call showed:

Yeas, 17.

Nays, 5.

Those voting in the affirmative were:

Allen of the Sixth district, Brennan, Carrington, Clardy, Cunningham, Faris, Farnsworth, Greer, Merrick, Ormsbee, Peery, Pfaff, Stanley, Stovall, Stone, Wimberly and Mr. Speaker.

Those voting in the negative were:

Allen of the Twenty-first district, McDaniel, Moyle, Rathbun and Wallace.

And the resolution was adopted.

Reports of committees.

Mr. Speaker:

Your Committee on appropriations having had

Council Bill No. 43

Under consideration instruct me to report the same back to the House with the recommendation that it do pass.

JAMES K. ALLEN,
J. C. CARRINGTON,
O. P. RATHBUN,
JOHN PFAFF.

Report adopted.

Mr. Speaker:

We, your committee, to whom was referred

House Bill No. 91,

Beg leave to report that we have examined said bill and recommend that the same do pass.

DAN W. PEERY,
Chairman of Committee.
JOHN PFAFF,
HARPER S. CUNNINGHAM.

Report adopted.

Mr. Speaker:

We your committee, respectfully recommend that

Council Bill No. 26

Do pass.

DAN W. PEERY,
Chairman of Committee.
JOHN PFAFF.

Report adopted.

Committee on Municipal Corporations recommend that

House Bill No. 31

Do not pass.

Mr. Ormsbee moved

That the report of the committee be not adopted.

Seconded by Mr. Brennan.

Motion lost.

And the bill was recommitted to Committee on Municipal Corporations.

Introduction of bills.

House Bill No. 117,

An act for the better protection of owners of cattle and horses against larceny of such animals by providing for uniform brands in the various counties of the Territory. By Mr. Farnsworth of the Third district.

Read first time.

House Bill No. 118,

An act providing for the bonding of Townships for the purpose of building bridges. By D. J. Wallace of the Twenty-second district.

Read first time.

Bills referred.

House Bill No. 114,

Relating to insurance.

Read second time and referred to Committee on Insurance.

House Bill No. 115,

Relating to salaries of county attorneys.

Read second time and referred to Committee on Compensation of Public Officers.

House Bill No. 116,

Relating to divorce.

Read second time and referred to Committee on Judiciary.

On motion House went into Committee of the Whole with Mr. Cunningham in the chair.

At 5:10 committee rose and reported as follows.

We have had

Council Bill No. 80

Under consideration, report progress and ask leave to set again.

Motion adopted.

Mr. Peery moved

That Council Bill No. 80

Be printed and made special order for Tuesday at 2 p. m.

Motion prevailed.

Mr. Peery moved

That House go into Committee of the Whole on bills on the calendar.

Motion lost.

Bills on their passage.

House Concurrent Resolution No. 12,

Shall the bill pass?

Roll call showed:

Yeas, 19.

Nays, 3.

Those voting in the affirmative were:

Allen of the Twenty-first, Beaty, Brennan, Carrington, Clardy, Cunningham, Farnsworth, Greer, McDaniel, Moyle, Ormsbee, Peery, Pfaff, Stanley, Stovall, Stone, Wallace, Wimberly and Mr. Speaker.

Those voting in the negative were:

Faris, Johnston and Rathbun.

So the resolution was passed.

Mr. Speaker.

Your Committee on Engrossed Bills have examined

House Bill No. 76,

And find same correctly engrossed.

R. C. BRENNAN,
Chairman of Committee.

House Bill No. 76,

Incorporation of towns.

Put upon its passage.

Shall the bill pass?

The roll being called showed:

Yeas, 19.

Nays, 5.

Those voting in the affirmative were:

Allen of the Sixth district, Allen of the Twenty-first, Brennan, Carrington, Clardy, Cunningham, Farnsworth, Greer, Johnston, McDaniel, Merrick, Moyle, Peery, Pfaff, Rathbun, Stovall, Stone, Wallace and Wimberly.

Those voting in the negative were:

Beaty, Faris, Ormsbee, Stanley and Mr. Speaker.

So the bill passed and the title was agreed to.

Mr. Ormsbee explains his vote as follows:

Mr. Speaker:

I desire to explain my vote. In my judgment the act if passed will be illegal and void by reason of the violation of rights of one class of persons for the sole benefit of another class. I vote No.

House Bill No 73, Bounties, was put upon its passage.

Shall the bill pass?

Roll call showed:

Yeas, 21.

Nays, 3.

Those voting in the affirmative were:

Allen of the Sixth district, Allen of the Twenty-first, Brennan, Carrington, Clardy, Cunningham, Faris, Farnsworth, Greer, Johnston, McDaniel, Merrick, Moyle, Ormsbee, Peery, Plaff, Stanley, Stovall, Stone, Wallace and Mr. Speaker.

Those voting in the negative were:

Beaty, Rathbun and Wimberly.

So the bill passed and the title was agreed to.

House adjourned.

P. O. CASSIDY,
Chief Clerk.

FORTIETH DAY.

GUTHRIE. O. T., February 18, 1893.

House met pursuant to adjournment.

Roll call showed all members present except Mr. Scott, who was excused.

Prayer by Chaplain.

Journal read and approved.

Reports of committees.

Ways and Means:

Mr. Speaker:

Your Committee on Ways and Means have had
House Bill No. 71

Under consideration and would respectfully report the same to the House with the recommendation that it do pass.

R. C. BRENNAN,
Chairman Committee.

Your Committee on Ways and Means have had under consideration
House Bill No. 107

And report the same to the House with the recommendation that it do pass.

R. C. BRENNAN,
Chairman Committee.

Committee on Judiciary:

Mr Speaker:

Your Committee on Judiciary, having had
House Bill No. 116

Under consideration, instruct me to report same back to the House with the recommendation that it do pass.

T. ORMSBEE,
Chairman Committee.

Mr. Speaker:

Your Committee on Judiciary, having had
Council Concurrent Resolution No. 10

Under consideration, have amended same and instruct me to report it back to the House, and as amended recommend that same do pass.

T. ORMSBEE,
Chairman Committee.

Railroads and Private Corporations:

Mr. Speaker:

Your Committee on Railroads and Private Corporations, having had under consideration

House Bill No. 77,

Beg leave to report the same with the recommendation that it do pass.

J. H. BEATY,
Chairman Committee.

Mr. Speaker:

We, your Committee on Railroad and Private Corporations, having had under consideration

House Bill No. 59,

Beg leave to report the same back to the House with the recommendation that it do pass.

J. H. BEATY,
Chairman Committee.

Municipal Corporations:

Mr. Speaker:

We, your Committee on Municipal Corporations, beg leave to report that we have examined

House Bill No. 31

And recommend that same do not pass.

DAN. W. PEERY,
Chairman Committee.

Moved that the report of the committee be adopted.

Roll call showed:

Yeas, 21.

Nays, 2.

Those voting in the affirmative:

Allen of Twenty-first district, Beaty, Brennan, Carrington, Clardy, Cunningham, Faris, Farnsworth, Greer, Johnston, McDaniel, Merrick, Moyle, Ozmun, Ormsbee, Rathbun, Stanley, Stovall, Stone, Wimberly and Mr. Speaker.

Those voting in the negative:

Peery and Pfaff.

So the motion prevailed and the report was adopted.

Introduction of bills.

Mr. Beaty introduced

House Bill No. 119,

An act to change the year of majority of Albert V. Burnet and to change his name to Albert V. Randall.

Read first time.

Mr. Brennan introduced

House Concurrent Resolution No. 13,

Relating to the passage of similar bills in the Council and House.

Rules suspended and resolution read and put upon its passage.

Roll call showed:

Yeas, 21.

Nays, 2.

Those voting in the affirmative:

Allen of Sixth district, Allen of Twenty-first district, Beaty, Brennan, Carrington, Clardy, Cunningham, Faris, Farnsworth, Greer, Johnston, McDaniel, Merrick, Moyle, Ozmun, Ormsbee, Stanley, Stovall, Stone, Wallace, Wimberly and Mr. Speaker.

Those voting in the negative:

Peery and Pfaff.

So the resolution was adopted.

Committee on Engrossed Bills, through its chairman, Mr. Brennan, reported that they had carefully examined

House Bill No. 58,

House Bill No. 8,

House Bill No. 89,

House Bill No. 47,

And find the same correctly engrossed.

Bills read second time.

House Bill No. 117,

Read second time and referred to Committee on Judiciary.

House Bill No. 118,

Read second time and referred to Committee on Appropriation.

Bills on their passage.

House Bill No. 58,

Having been read first and second times, engrossed and read a third time and put upon its passage.

Shall the bill pass?

Roll call showed:

Yeas, 16.

Nays, 8.

Those voting in the affirmative:

Allen of Twenty first district, Brennan, Clardy, Cunningham, Greer, Johnston, McDaniel, Merrick, Ozmun, Ormsbee, Pfaff, Stanley, Stovall, Stone, Wallace and Wimberly.

Those voting in the negative:

Beaty, Carrington, Faris, Farnsworth, Moyle, Peery, Rathbun and Mr. Speaker.

Absent and not voting:

Allen of Sixth district and Scott.

So House Bill No. 58

Passed and the title was agreed to.

Mr. Ozmun was excused until February 20 at 10 a. m.

House Bill No. 89,

Having been read first and second times, engrossed and read third time, was placed upon its passage.

Shall the bill pass?

The roll being called there were:

Yeas, 18.

Nays, 3.

Those voting in the affirmative:

Allen of Sixth district, Allen of Twenty-first district, Brennan, Carrington, Clardy, Cunningham, Faris, Greer, Merrick, Moyle, Peery, Pfaff, Rathbun, Stanley, Stovall, Stone, Wallace and Mr. Speaker.

Those voting in the negative:

Beaty, McDaniel, Ormsbee.

Absent and not voting:

Farnsworth, Johnston, Ozmun, Scott and Wimberly.

So House Bill No. 89

Passed and the title was agreed to.

Mr. Speaker explained his vote on the passage of

House Bill No. 89

As follows:

Having been in favor of the bill with the bonds to be sold at par, but I am in favor of saving at least 90 cents on the dollar. I vote aye.

T. R. WAGGONER.

Mr. Ormsbee explained his vote on the passage of
House Bill No. 89
As follows:

Mr. Speaker:

I desire to explain my vote. In my judgment making laws which authorize the issue and sale of bonds at a less rate than par or interest is contrary to the best interests of this Territory and to every principle of sound legislation. I therefore vote no.

Mr. Beaty explained his vote on the passage of
House Bill No. 89
As follows:

Mr. Speaker:

I desire to explain my vote as follows: In my judgment to enact laws which authorize the issue and sale of bonds at less than par is a confession on our part to the commercial world that our securities are not good. Hence I vote no.

House Bill No. 47,

Having been read first and second time, engrossed and read third time, was put upon its passage.

Shall the bill pass?

The roll being called there were:

Yeas, 14.

Nays, 7.

Those voting in the affirmative:

Allen of Twenty-first district, Carrington, Cunningham, Faris, Greer, Merrick, Moyle, Ormsbee, Pfaff, Rathbun, Stovall, Stone, Wallace and Mr. Speaker.

Those voting in the negative:

Beaty, Brennan, Clardy, Farnsworth, McDaniel, Peery and Stanley.

Absent and not voting:

Johnston, Ozmun, Allen of Sixth district, Scott and Wimberly.

So House Bill No. 47

Passed and the title was agreed to.

House Bill No. 8,

Having been read first and second time, engrossed, read third time, was put upon its passage.

Shall the bill pass?

The roll being called there were:

Yeas, 19.

Nays, 1.

Those voting in the affirmative were:

Allen of Twenty-first district, Brennan, Carrington, Clardy, Cunningham, Faris, Farnsworth, Greer, Merrick, Moyle, Ormsbee, Peery, Pfaff, Rathbun, Stanley, Stovall, Stone, Wallace, Mr. Speaker.

Those voting in the negative were:

Mr. Beaty.

Absent and not voting:

Allen of Sixth district, Johnston, McDaniel, Ozmun, Scott, Wimberly.

So House Bill No. 8 passed
And the title was agreed to.

Mr. Ormsbee introduced
The following resolution:

Resolved, That the use of this hall be and hereby is granted for the purpose of a meeting of the Committee on Elections and Legislative Apportionment, at 7:30 p. m. of this day, that the women of the Territory may present their views upon the exigencies that have arisen necessitating action by said committee, regarding woman suffrage in this Territory.

And moved its adoption.

The roll being called there were:

Yeas 16.

Nays 6.

Those voting in the affirmative were:

Allen of Sixth district, Allen of Twenty-first district, Brennan, Carrington, Cunningham, Faris, Farnsworth, Greer, McDaniel, Merrick, Ormsbee, Rathbun, Stanley, Stovall, Stone, Mr. Speaker.

Those voting in the negative were:

Beaty, Clardy, Moyle, Peery, Pfaff, Wallace.

Absent and not voting:

Johnston, Ozmun, Scott, Wimberly.

So the resolution was adopted.

Message from Council.

GUTHRIE, February 18, 1893.

Mr. Speaker.

I am directed to return to your honorable body
House Concurrent Resolution No. 13,
Which the Council has concurred in.

Very truly,
E. L. DUNN,
Chief Clerk.

Messrs. Brennan, Allen of Twenty-first, and Pfaff were excused until February 20, at 10 a. m.

Messrs. Stovall, Wallace, and Allen of Sixth district were excused until February 20, at 2 p. m.

Mr. Cunningham moved

That when the House adjourn it be until Monday at 4 o'clock p. m.

The roll being called there were:

Yeas, 4.

Nays, 13.

Those voting in the affirmative were:

Brennan, Cunningham, Rathbun, Stanley.

Those voting in the negative were:

Allen of Twenty-first district, Beaty, Carrington, Clardy, Faris, Farnsworth, Greer, McDaniel, Merrick, Moyle, Ormsbee, Peery, Mr. Speaker.

So the motion was lost.

Mr. Cunningham was excused until Monday at 11 a. m.

On motion,

House adjourned.

AFTERNOON SESSION.

Roll call found seventeen members present.

Absent those excused.

On motion,

House resolved itself into Committee of the Whole for consideration of bills on the Calendar, with Mr. Peery in the chair.

At 5:40 o'clock p. m. the committee rose and, through its chairman, reported as follows:

Mr. Speaker:

The Committee of the Whole House having had under consideration Council Bill No. 33,

We amended the same by striking out the fifth section and as amended to recommend that it do pass.

That we had under consideration

House Bill No. 79

And recommend that it do pass.

That we had under consideration

House Bills Nos. 67, 68, 69, 70 and 74,

And recommend that they do not pass.

Mr. Johnston moved

That the report be adopted, except as to the recommendation that House Bill No. 67

Do not pass.

Mr. Greer moved

To lay Mr. Johnston's motion on the table.

Motion lost.

On the adoption of Mr. Johnston's amendment,

Roll call showed:

Yeas, 7.

Nays, 8.

Those voting in the affirmative were:

Allen of Twenty-first, Clardy, Johnston, Merrick, Peery, Stanley, Wimberly.

Those voting in the negative were:

Carrington, Faris, Farnsworth, Greer, McDaniel, Moyle, Rathbun, Mr. Speaker.

Those absent and not voting:

Allen of Sixth district, Brennan, Beaty, Cunningham, Ozmun, Pfaff, Scott, Stovall and Wallace.

So the amendment was lost.

On motion,

The report of the committee was adopted.

Mr. Ormsbee introduced

Resolution and petition from citizens and taxpayers of Beaver county asking that article 1, chapter 3, Statutes of Oklahoma, be repealed, And moved its adoption.

Roll being called there were:

Yeas, 15.

Nays, 1.

Those voting in the affirmative were:

Beaty, Carrington, Clardy, Faris, Farnsworth, Greer, Johnston, McDaniel, Merrick, Moyle, Ormsbee, Peery, Stanley, Wimberly, Mr. Speaker.

Those voting in the negative were:

Rathbun.

Those absent and not voting:

Allen of Sixth district, Beaty, Brennan, Cunningham, Ozmun, Pfaff, Stovall, Stone, Wallace.

So the resolution and petition were adopted.

On motion,

House adjourned until 10 o'clock a. m. Monday.

P. O. CASSADY,
Chief Clerk.

FORTY-SECOND DAY.

GUTHRIE, O. T., February 20, 1893.

House met pursuant to adjournment.

Roll call showed twenty members present.

Messrs. Allen of the Sixth district, Brennan, Ozmun, Pfaff, Stovall and Wallace absent on leave.

Journal read and approved.

Mr. Peery offered

The following preamble:

Owing to the fact that many members are absent and committees are desirous of completing reports on various bills, I move that the House adjourn until 7:30 this evening

And moved its adoption.

Which motion prevailed.

So the House adjourned until 7:30 o'clock this evening.

EVENING SESSION,

House met pursuant to adjournment.

Roll call showed all members present except

Mr. Stovall,

Who reported subsequently.

Special committee on

House Bill No. 5

Reported as follows:

Majority report:

GUTHRIE, O. T., February 15, 1893.

Mr. Speaker:

Your special committee to consider

House Bill No. 5

Has had the same under consideration and report the same back to the House with the recommendation that it do pass with the following recommendations, to-wit:

That a section to be known as section 1 be inserted, which is hereto attached, marked Exhibit "A," and article 9 and 10, which are hereto attached, which articles provide for separate schools and schools in cities, towns and villages, and the committee is divided upon the adoption of article 6, which provides for graded school districts; also upon sections 96, 97, 98 and 99, which provides for compulsory education.

J. J. MERRICK,
DAN. W. PEERY.

Minority report:

Mr. Speaker:

We, your special committee on

School Bill No. 5,

After due consideration of said bill, beg leave to submit the following minority report: That the bill do pass as amended. The amendment is herewith attached and marked Exhibit A.

D. J. WALLACE.

Moved that the report of the committee (except sections 9 and 10, which relates to separate schools and to schools in cities, towns and villages) be adopted, and that both the majority and minority report on those two articles be printed.

Motion lost.

Mr. Cunningham moved

That the reports and all amendments be printed before acting on the bill.

The roll being called there were:

Yeas, 12.

Nays, 14.

Those voting in the affirmative were:

Beaty, Brennan, Carrington, Cunningham, Faris, Greer, Ozmun, Ormsbee, Stone, Wallace, Wimberly and Mr. Speaker.

Those voting in the negative were:

Allen of the Sixth district, Allen of the Twenty-first, Clardy, Farnsworth, Johnston, McDaniel, Merrick, Moyle, Peery, Pfaff, Rathbun, Scott, Stanley and Stovall.

So the motion did not prevail.

Moved that the majority report be adopted.

Moved as a substitute,

That the minority report be adopted.

The question being shall the minority report be adopted?

The motion was lost.

On the adoption of the majority report the roll being called there were:

Yeas, 12.

Nays, 14.

Those voting in the affirmative were.

Allen of the Twenty-first, Clardy, Farnsworth, Johnston, Merrick, Peery, Pfaff, Rathbun, Scott, Stanley, Stovall and Mr. Speaker.

Those voting in the negative were:

Allen of the Sixth district, Beaty, Brennan, Carrington, Cunningham, Faris, Greer, McDaniel, Moyle, Ozmun, Ormsbee, Stone, Wallace and Wimberly.

So the report was not adopted.

Mr. Greer moved

That the vote by which the majority report was not adopted be reconsidered.

Roll call being ordered there were:

Yeas, 16.

Nays, 8.

Those voting in the affirmative:

Allen of Sixth district, Allen of Twenty-first district, Beaty, Brennan, Clardy, Farnsworth, Greer, Merrick, Moyle, Ozmun, Pfaff, Rathbun, Scott, Stovall, Wallace and Mr. Speaker.

Those voting in the negative:

Cunningham, Faris, Johnston, McDaniel, Ormsbee, Peery, Stanley and Stone.

So the vote was reconsidered.

Mr. Beaty moved

To reconsider the vote by which the minority report was not adopted.

Roll being called there were:

Yeas, 17.

Nays, 7.

Those voting in the affirmative:

Allen of Sixth district, Allen of Twenty-first district, Beaty, Brennan, Carrington, Cunningham, Faris, Farnsworth, Greer, Moyle, Ormsbee, Peery, Pfaff, Rathbun, Stanley, Stovall and Wallace.

Those voting in the negative:

Clardy, McDaniel, Merrick, Ozmun, Scott, Stone and Mr. Speaker.

So the vote was reconsidered.

Mr. Beaty moved

That so much of the majority and minority reports as have not already been printed be printed.

Motion carried.

Mr. Merrick moved to go into Committee of the Whole House to consider

House Bill No. 5.

Moved to lay motion on the table.

The roll being called there were:

Yeas, 10.

Nays, 14.

Those voting in the affirmative.

Beaty, Brennan, Carrington, Faris, Johnston, McDaniel, Moyle, Ormsbee, Stanley and Stone.

Those voting in the negative:

Allen of Sixth district, Allen of Twenty-first district, Clardy, Cunningham, Farnsworth, Greer, Merrick, Peery, Pfaff, Rathburn, Scott, Stovall, Wallace and Mr. Speaker.

So the motion to table was lost.

The question shall the House go into Committee of the Whole on House Bill No. 5?

Was then put.

The roll being called there were:

Yeas, 13.

Nays, 10.

Those voting in the affirmative were:

Allen of the Sixth district, Clardy, Cunningham, Faris, Greer, Merrick, Moyle, Pfaff, Rathbun, Scott, Stanley, Stovall, Wallace and Mr. Speaker.

Those voting in the negative were:

Beaty, Brennan, Carrington, Cunningham, Farnsworth, Johnston, McDaniel, Ormsbee, Peery and Stone.

So the motion prevailed and the House went into Committee of the Whole with Mr. Peery in the chair.

At 9 15 p. m. the committee arose and reported as follows:

The Committee of the Whole House having had

House Bill No. 5

Under consideration report progress and beg leave to sit again.

Report adopted.

Mr. Peery moved

That the vote whereby the report of the Committee of the Whole House recommending the passage of

House Bill No. 69

And House Bill No. 70

Was adopted be reconsidered.

The roll being called showed:

Yeas, 13.

Nays, 11.

Those voting in the affirmative were:

Allen of the Sixth district, Allen of the Twenty-first, Beaty, Brennan, Carrington, Clardy, Farnsworth, McDaniel, Ozmun, Ormsbee, Peery, Stone, Wallace and Mr. Speaker.

Those voting in the negative were:

Cunningham, Faris, Greer, Johnston, Merrick, Pfaff, Rathbun, Scott, Stovall and Wimberly.

The Speaker announced that it took a two-third majority to reconsider a vote and decided the motion lost.

Moved that the House go into Committee of the Whole to consider House Bill No. 55.

Motion carried.

So the House resolved itself into Committee of the Whole with Mr. Johnston in the chair.

At 10:25 Committee arose and reported as follows:

That after the word "offspring" in the 12th line of the first section inserted the following words, "Was owned at time of service," and by striking out the, "Is kept or the county where the owner," in the 12 and 13 lines of section 1. And by inserting after the word "act" in the second line of section 2 the words, "Properly verified and corroborated;" and after the "bull" in the third line of section 3 the words, "And if the pedigree is unknown it shall so state;" and by striking out the word "fifty" in the fourth line of section 3 and inserting in lieu thereof the word "ten;" and by striking out the word "ten" in the fifth line and inserting "two and fifty one hundredths;" and by inserting after the word "same" in the seventh line the words, "And be liable to the owner of the dam or cow for double the amount charged by the owner of such stallion, jack or bull; and that as amended recommend that it do pass.

Mr. Ormsbee moved

That the enacting clause be stricken out.

The roll being called there were:

Yeas, 7.

Nays, 14.

Those voting in the affirmative were:

Allen of Twenty-first, Beaty, Brennan, Carington, McDaniel, Peery, and Rathbun.

Those voting in the negative were:

Cunningham, Faris, Farnsworth, Greer, Johnston, Moyle, Pfaff, Scott, Stanley, Stovall, Stone, Wallace, Wimberly, and Mr. Speaker.

So the motion did not prevail.

Mr. Beaty moved

The following amendment:

Section 4. That all owners of bulls, jacks or stallions shall be liable for all damages done to animals in breeding or otherwise, and the owner

of stock so damaged shall have a lien on such bulls, jacks or stallions for such damages as he may sustain by the negligence of the owner or keeper of such bulls, jack or stallions.

Moved to lay amendment on the table.

The roll being called there were.

Yeas, 12.

Nays, 11.

Those voting in the affirmative were:

Cunningham, Farnsworth, Greer, Johnston, Moyle, Pfaff, Scott, Stanley, Stovall, Stone, Wallace, and Wimberly.

Those voting in the negative were:

Allen of Sixth District, Allen of Twenty-first, Beaty, Brennan, Carrington, Clardy, Faris, McDaniel, Peery, Rathbun and Mr. Speaker.

So the motion prevailed.

Mr. Brennan offered

The following amendment:

In line 4 section 3 "ten" be stricken out and "fifty" inserted.

In line 5 "two fifty" be stricken out and "ten" inserted.

In line 7 after the word "same" "if pedigree not known shall so state" be stricken out.

Moved that the amendment be laid on the table.

Motion carried.

Mr. Ormsbee moved

To amend by striking out section 3.

The roll being called there were:

Yeas, 10.

Nays, 12.

Those voting in the affirmative were:

Allen of Twenty-first, Beaty, Carrington, Cunningham, Johnston, McDaniel, Moyle, Peery, Rathbun, and Mr. Speaker.

Those voting in the negative were:

Allen of Sixth district, Brennan, Clardy, Faris, Farnsworth, Greer, Pfaff, Scott, Stanley, Stovall, Stone, Wallace, and Wimberly.

So the motion was lost.

Mr. Greer moved

To amend by inserting in after the word "get" in the third line of section 1, "If said offspring be not gotten by accident."

Moved to table the amendment.

The roll being called there were:

Yeas, 5.

Nays, 10.

Those voting in the affirmative were:

Clardy, Faris, Greer, Johnston, and Stone.

Those voting in the negative were:

Allen of Sixth district, Allen of Twenty-first, Beaty, Cunningham, Farnsworth, Scott, Stanley, Stovall, Wallace and Mr. Speaker.

So the motion was lost.

On the adoption of the amendment.

The roll being called there were:

Yeas, 12.

Nays, 11.

Those voting in the affirmative were:

Allen of Sixth district, Allen of Twenty-first district, Beaty, Brennan, Carrington, Greer, McDaniel, Peery, Rathbun, Stone, Wallace and Mr. Speaker.

Those voting in the negative were:

Clardy, Cunningham, Faris, Farnsworth, Johnston, Moyle, Pfaff, Scott, Stanley, Stovall and Wimberly.

So the amendment was adopted.

Mr. Beaty offered

The following amendment to section 3:

That the owner of bulls, stallions and jacks shall be liable for all damages done by such animals.

The roll being called on the adoption of the amendment there were.

Yeas, 9.

Nays, 9.

Those voting in the affirmative were:

Allen of Twenty-first, Beaty, Brennan, Carrington, McDaniel, Moyle, Peery, Stone and Mr. Speaker.

Those voting in the negative were:

Allen of Sixth, Clardy, Cunningham, Faris, Farnsworth, Greer, Pfaff, Rathbun and Scott.

So the amendment was not adopted.

On the adoption of the report of the Committee of the Whole the roll being called there were:

Yeas, 9.

Nays, 9.

Those voting in the affirmative were:

Allen of Sixth district, Clardy, Cunningham Faris, Farnsworth, Greer, Moyle, Scott and Mr. Speaker.

Those voting in the negative were:

Allen of Twenty-first, Beaty, Brennan, Carrington, McDaniel, Ozmun, Peery, Rathbun, and Stone.

So the report was not adopted.

Mr. Peery moved

That House Bill No. 69

Be ordered engrossed.

Cunningham raised the point of order that the chair had declared the motion "to reconsider the vote" by which the Committee of the Whole on House Bill No. 69

Was adopted lost,

The chair refused to recede from his ruling, and an appeal from the ruling was taken. The question stated by the clerk was:

"Shall the chair be sustained?"

The vote resulted:

Yeas, 8.

Nays, 11.

Those voting in the affirmative were:

Allen of Twenty-first, Cunningham, Faris, Greer, Johnston, Pfaff, Rathbun, and Scott.

Those voting in the negative were:

Beaty, Brennan, Carrington, Clardy, McDaniel, Moyle, Ozmun, Ormsbee, Peery, Stone and Wallace.

So the chair was not sustained.

Motion to adjourn.

The roll being called there were:

Yeas, 8.

Nays, 13.

Those voting in the affirmative were:

Allen of Sixth district, Cunningham, Farnsworth, Greer, Johnston, Pfaff, Rathbun and Scott.

Those voting in the negative were:

Allen of Twenty-first district, Beaty, Brennan, Carrington, Clardy, Faris, McDaniel, Moyle, Ozmun, Ormsbee, Peery, Stone, Mr. Speaker.

So the motion was lost.

Mr. Cunningham demands a call of the House.

So ordered.

The roll being called showed:

Messrs. Johnston, Merrick, Stanley, Stovall and Wimberly

Absent without leave.

And the Sergeant-at-arms was ordered, by the Speaker, to bring in the absent members and the doors locked.

Mr. Peery raised a point of order that a call of the House could not be ordered unless the previous question was demanded.

Point of order sustained by the chair, and the call of the House suspended.

Mr. Peery renewed his motion to have

House Bill No. 69

Ordered engrossed,

Mr. Cunningham moved, as a substitute,

That it be made a special order for 10 o'clock a. m. tomorrow, and on his substitute moved

The previous question, which was seconded by Johnston, Allen of Sixth district, and Pfaff.

Before the roll was called on the previous question Mr. Cunningham demanded a call of the House.

The roll call showed

Messrs. Farnsworth, Merrick and Stanley

Absent without leave.

The Speaker issued his warrant to the Sergeant-at-arms to arrest and bring in absent members.

The Sergeant-at-arms reported that after diligent search he could not find the absent members.

On motion of Mr. Peery,

The further call of the House was dispensed with.

Mr. Cunningham moved
The order for engrossing
House Bill No. 69

Be made a special order for 10 o'clock a. m. tomorrow.

The roll being called there were:

Yeas, 10.

Nays, 12.

Those voting in the affirmative were:

Allen of Sixth district, Cunningham, Faris, Greer, Johnson, Pfaff,
Rathburn, Scott, Stovall and Wimberly.

Those voting in the negative were:

Allen of Twenty-first, Beatty, Brennan, Carrington, Clardy, McDaniel,
Moyle, Ozmun, Ormsbee, Peery, Stone and Mr. Speaker.

So the motion was lost.

The roll was then called on the motion of Mr. Peery

That House Bill No. 69

Be ordered engrossed.

There were:

Yeas, 13.

Nays, 1.

Those voting in the affirmative were:

Allen of Twenty-first, Beatty, Brennan, Carrington, Clardy, McDaniel,
Moyle, Ozmun, Ormsbee, Peery, Rathbun, Stone and Mr. Speaker.

Those voting in the negative were:

Mr. Faris.

So House Bill No. 69

Was ordered engrossed.

On Motion,

House adjourned.

P. O. CASSIDY,
Chief Clerk.

FORTY-THIRD DAY.

GUTHRIE, O. T., February 21, 1893,

House met pursuant to adjournment.

Roll call showed all members present.

Prayer by Chaplain, Rev. Wm. Wimberly.

Journal read and approved.

Mr. Allen of Twenty-first district moved to make
House Bill No. 29 and

House Bill No. 30

A special order for Thursday at 10 o'clock a. m.

The roll being called there were:

Yeas, 24.

Nays, 0.

Those voting in the affirmative:

Allen of Sixth district, Allen of Twenty-first district, Brennan, Carrington, Clardy, Cunningham, Faris, Farnsworth, Greer, Johnston, McDaniel, Merrick, Moyle, Ormsbee, Peery, Pfaff, Rathbun, Scott, Stanley, Stovall, Stone, Wallace, Wimberly and Mr. Speaker.

Those voting in the negative: None.

So the motion prevailed.

Mr. Farnsworth moved that

House Bill No. 3

Be placed at the head of the calendar.

The roll being called there were:

Yeas, 23.

Nays 2.

Those voting in the affirmative:

Allen of Twenty-first district, Beaty, Brennan, Carrington, Clardy, Cunningham, Farnsworth, Greer, McDaniel, Merrick, Moyle, Ozmun, Ormsbee, Peery, Pfaff, Rathbun, Scott, Stanley, Stovall, Stone, Wallace, Wimberly and Mr. Speaker.

Those voting in the negative:

Allen of Sixth district and Faris.

So the motion prevailed.

It was moved that the committee appointed to examine educational institutions have until Saturday at 10 a. m. to make report.

Motion carried.

Reports of committees.

Committee on Judiciary.

Mr. Speaker:

Your Committee on Judiciary, having had the enclosed bills under consideration, have instructed me to report same back to the House with the recommendation that same do pass:

House Bill No. 95,

House Bill No. 99,

House Bill No. 98,

House Bill No. 110,

House Bill No. 101,

House Bill No. 113,

Council Bill No. 64 and

House Bill No. 114.

T. ORMSBEE,
Chairman Committee.

Committee on Agriculture:

GUTHRIE, O. T. February 20, 1893.

Mr. Speaker:

We, your Committee on Agriculture, having had under consideration House Bill No. 105, "On Milling,"

Beg leave to report the same back to the House with the recommendation that it pass.

J. I. McDANIEL,
W. A. SCOTT,
J. M. STOVALL,
C. H. ALLEN,
Committee on Agriculture.

Elections and Legislative Apportionments.

Majority report:

Mr. Speaker:

Your Committee on Elections and Legislative Apportionments, having had

House Bill No. 65

Under consideration, direct me to report same back to the House with the recommendation that it do not pass for the following reasons:

First—It is, in the opinion of the committee too late in the session to disturb the existing election laws, except by amendment of such sections as appear to demand it by reason of the great expense caused thereby.

Second—Section 1 of chapter 33, can be amended in the twentieth line on page 548 of the Statutes, after the word electors, by inserting the words, "and no more;" section 27 changed so as to make Territorial board of election commissioners send tickets by registered mail; section 43 by striking out a portion; section 23 by inserting after the word "shall" in fifth line of section, "cause same to be published once in the official county paper, and repeal sections 21 and 28.

And we further recommend that all incorporated towns be made independent voting districts. This will be done with little expenditure of time, and when your committee have a clerk will propose amendments in the form prescribed by the Statutes and will proceed promptly with the work. All of which is respectfully submitted.

J. C. CARRINGTON.
Chairman Committee.

Insurance Committee.

Mr. Speaker:

We Your Committee on Insurance, having had under consideration House Bill No. 114,
Recommend that it do pass.

T. ORMSBEE,
Chairman Committee.

Minority report:

GUTHRIE. O. T., February 21, 1893.

Mr. Speaker:

Your minority Committee on Elections and Legislative Apportionments concur in the majority report and in addition thereto recommend that the word male be stricken out in second line of chapter 33, section 1, paragraph 2796 of Statutes of Oklahoma.

J. I. McDANIEL.

Committee on Labor, Manufactories and Home Industries:

Mr. Speaker:

Your Committee on Labor, Manufactories and Home Industries have had

House Bill No. 97

Under consideration and instruct me to report the same back to the House with the recommendation that it do pass, with the following amendment hereto attached.

JOHN W. MOYLE,
Chairman Committee.

Mr. Speaker:

Your Committee on Labor, Manufactories and Home Industries have had

Council Bill No. 94

Under consideration and instruct me to report the same back to the House and recommend that it do pass.

JOHN W. MOYLE,
Chairman Committee.

Mr. Speaker:

Your Committee on Labor, Manufacturing and Home Industries have had

House Bill No. 84

Under consideration and instruct me to report the same back to the House and recommend that it do pass.

JNO. W. MOYLE,
Chairman Committee.

Mr. Speaker:

Your Committee on Labor, Manufactories and Home Industries, having had

Council Bill No. 109

Under consideration, instruct me to report the same back to the House and recommend that it do pass.

JOHN W. MOYLE,
Chairman Committee.

Roads and Highways:

Mr. Speaker:

Your Committee on Roads and Highways have under consideration House Bill No. 104

And recommend it do not pass.

B. J. CLARDY,
Chairman Committee.

Mr. Speaker:

Your committee to whom was referred

House Bill No. 75, An act amending the liquor law,

Having examined the same, respectfully recommend that the same do pass with the amendment to section 3, hereto attached.

DAN W. PEERY,
Chairman of Committee.

Moved that the reports of all committees be adopted.

Motion carried.

Moved that the Committee on Appropriations be requested to return to the House the World's Fair Bill as soon as possible.

The roll being called there were:

Yeas, 11.

Nays, 9.

Those voting in the affirmative:

Faris, Johnston, McDaniel, Merrick, Peery, Rathbun, Scott, Stanley, Stovall, Stone and Wallace.

Those voting in the negative:

Allen of Sixth district, Beaty, Brennan, Cunningham, Farnsworth, Moyle, Ozmun, Ormshee and Pfaff.

So the motion was adopted.

Introduction of bills:

Mr. Allen of Twenty-first district introduced

House Bill No. 120. Erection of toll bridges, etc.

Read first time.

Mr. Allen of Twenty-first district introduced

House Bill No. 121. Punishment for the unlawful sale of bonds.

Read first time.

Mr. Beaty introduced

House Bill No. 22. Regulating wages.

Read first time.

Mr. Beaty introduced

House Bill No. 123. Amend section 4, article 16, chapter 18.

Read first time.

Mr. Farnsworth introduced

House Bill No. 124. An act to establish a reform school at Hennessey and make appropriation therefor.

Read first time.

Mr. Merrick introduced

House Bill No. 125. To amend section 1, article 28, chapter 72, Statutes.

Read first time.

Mr. Ozmun introduced

House Bill No. 126. An act relating to the duties of county commissioners relating to public roads.

Read first time.

Mr. Peéry introduced

House Bill No. 127. To repeal article 4, section 25, Statutes of Oklahoma.

Read first time.

Mr. Ormsbee introduced

House Bill No. 128. An act to determine stock ranges in sparsely settled counties.

Read first time.

Mr. Ormsbee introduced

House Bill No. 129. An act to regulate the use of water in streams and springs for agricultural and other purposes.

Mr. Pfaff introduced

House Bill No. 130. To provide for obtaining affidavits by compulsory process.

Read first time.

Mr. Stone introduced

House Bill No. 131. To limit foreign contracts, notes, bills, claims, etc.

Read first time.

Mr. Carrington introduced

The following resolution:

House resolution.

WHEREAS, There is great need of page help, janitor help, etc., and

WHEREAS, Certain members of this body have opposed

Council Bill No. 23

So successfully that the House failed to get the needed help, and,

WHEREAS, Such help has been completely knocked out of the box, and,

WHEREAS, The floor needs sweeping, cuspidors cleaning; therefore, be it

Resolved, That it is the sober sense of this House that the honorable members who voted against

Council Bill No. 23,

Do hereafter permanently act to the end of this session as pages, mail boys, janitors and general "roustabouts."

Mr. Brennan in the chair, declared the resolution out of order.

Appeal from decision of chair.

Roll call showed:

Yeas, 4.

Nays, 10.

Those voting in the affirmative were:

Allen of the Twenty-first district, Carrington, Scott and Stovall.

Those voting in the negative were:

Allen of the Sixth district, Beaty, Clardy, Farnsworth, Greer, McDaniel, Merrick, Ormsbee, Stone and Wallace.

So the chair was not sustained.

Mr. Clardy moves

To lay resolution on the table. -

Roll call showed:

Yeas, 13.

Nays, 2.

Those voting in the affirmative were:

Allen of the Sixth district, Allen of the Twenty-first, Brennan, Clardy, Greer, McDaniel, Merrick, Moyle, Rathbun, Scott, Stanley, Stone and Mr. Speaker.

Those voting in the negative were:

Faris and Ormsbee.

So the resolution was tabled.

Mr. Greer introduced

The following resolution:

Resolved, That the Speaker require the watchman to see that the janitor work of this House is properly attended to, and that the watchman for these duties get no additional pay.

Chair, Mr. Brennan, ruled the resolution out of order.

Mr. Greer appealed from the ruling of the chair.

The roll being called there were:

Yeas, 8.

Nays, 13.

Those voting in the affirmative were:

Beaty, Clardy, McDaniel, Ozmun, Ormsbee, Peery, Rathbun and Stone.

Those voting in the negative were:

Allen of the Sixth district, Allen of the Twenty-first, Carrington, Cunningham, Farnsworth, Greer, Johnston, Merrick, Moyle, Scott, Stanley, Wimberly and Mr. Speaker.

So the chair was not sustained.

Mr. Greer moved

That the resolution be adopted.

The roll being called there were:

Yeas, 9.

Nays, 13.

Those voting in the affirmative were:

Allen of the Sixth district, Cunningham, Farnsworth, Greer, Johnston, Merrick, Pfaff, Scott and Stanley.

Those voting in the negative were:

Beaty, Brennan, Carrington, Clardy, McDaniel, Moyle, Ozmun, Ormsbee, Peery, Rathbun, Stone and Mr. Speaker.

So the resolution was not adopted.

Mr. Peery explained his vote as follows:

I explain my vote. The watchman of this House is provided by the United States laws and this House has no authority to compel him to perform the work of janitor. I vote no.

DAN W. PEERY.

Mr. Ormsbee introduced
The following resolution:

WHEREAS, The supreme court of this Territory has decided that the legislature has no power to appoint the officers and attaches necessary to carry out the law of congress creating the legislature, and enacting that the legislative power of the Territory shall extend to all rightful subjects of legislation not inconsistent with the constitution and laws of the United States, with certain specific restrictions, none of which, in the opinion of this body, are intended to curtail the power of this legislature to do all things necessary to carry out the purpose and object of congress in granting the legislative power, and

WHEREAS, The logical and legitimate effect of such decision of the supreme court is to preclude the legislature from using its own revenue as in its wisdom is for the best interest of the Territory; therefore be it

Resolved, By the House of Representatives of the Territory of Oklahoma, convened as a branch of the Second General Assembly thereof, that in view of this decision it is the deliberately expressed conviction of this body that further attempt to enact new laws or amend those existing, except in case of the school law, election law and others of like character, is rendered dangerous to the various business interests of the people of this Territory; therefore be it further

Resolved, That except as above mentioned, the remainder of this session (sixteen days) be devoted solely to the repeal of statutes now existing which are believed to be contrary to the spirit of the decision of the supreme court hereinbefore referred to.

Roll call on the adoption of the resolution showed:

Yeas, 7.

Nays, 15.

Those voting in the affirmative were:

Beaty, Brennan, Carrington, Clardy, McDaniel, Ormsbee and Mr. Speaker.

Those voting in the negative were:

Allen of the Sixth district, Cunningham, Faris, Farnsworth, Greer, Johnston, Merrick, Moyle, Peery, Pfaff, Rathbun, Scott, Stovall, Stone and Wimberly.

So the resolution was not adopted.

Mr. Johnston moved

That the House proceed to the election of employes.

Mr. Ormsbee moved

That the House do now adjourn.

The chair, Mr. Brennan, declared the motion out of order.

Mr. Ormsbee appealed from the decision of the chair.

The roll being called there were:

Yeas, 12.

Nays, 9.

Those voting in the affirmative:

Brennan, Cunningham, Faris, Farnsworth, Greer, Johnston, Merrick, Pfaff, Scott, Stone, Wimberly and Mr. Speaker.

Those voting in the negative were:

Beaty, Carrington, Clardy, Moyle, Ozmun, Ormbsee, Peery, Rathbun and Stanley.

So the chair was sustained.

Mr. Johnston moved

That the report of committee appointed February 7 to examine applicants for clerk and other positions be taken up and acted upon.

The chair, Mr. Brennan, declared the motion out of order.

On motion House adjourned.

AFTERNOON SESSION.

Roll call showed all members present.

Messages from Council

GUTHRIE, February 18, 1893.

Mr. Speaker.

I am directed to transmit to your honorable body

Council Bill No. 71, as amended,

Which the council has passed and respectfully ask that you concur therein.

Very truly,
ED. L. DUNN,
Chief Clerk.

Mr. Speaker.

I am directed by the Council to transmit to your honorable body

Council Bill No. 99,

Which the Council has passed and respectfully ask your concurrence therein.

Very truly,
ED. L. DUNN,
Chief Clerk.

GUTHRIE, O. T., February 21, 1893.

Mr. Speaker.

I am directed by the Council to transmit to your honorable body for your signature

House Joint Resolution No. 5,

House Concurrent Resolution No. 7,

House Joint Resolution, No. 4,

Council Bill No. 1,

Council Bill No. 2,

Council Bill No. 6,

Council Bill No. 7,

Council Bill No. 8,

Council Bill No. 9,

Council Bill No. 10,
 Council Bill No. 11,
 Council Bill No. 12,
 Council Bill No. 13,
 After which please transmit them to the Governor.

ED. L. DUNN,
 Chief Clerk.

Council Bill No. 1,
 Council Bill No. 2,
 Council Bill No. 6,
 Council Bill No. 7,
 Council Bill No. 8,
 Council Bill No. 9,
 Council Bill No. 10,
 Council Bill No. 11,
 Council Bill No. 12,
 Council Bill No. 13,
 House Joint Resolution No. 5,
 House Concurrent Resolution No. 7,
 Council Concurrent Resolution No. 4,
 Were signed by the Speaker.

Message from Governor in relation to county attorneys defending criminals, and in relation to destitution in the new territory in Oklahoma opened to settlement and the gambling vice, which message and exhibits are placed on file as follows:

EXECUTIVE DEPARTMENT,

GUTHRIE, O. T., Feb. 16, 1893.

To the Legislative Assembly of the Territory of Oklahoma:

GENTLEMEN—Since delivering my message to you my attention has been called to the following matters, to which I call your attention:

That there is no law, now on the statute books, prohibiting county attorneys from appearing for defendants in criminal cases. I recommend the passage of a law expressly prohibiting any county attorney from appearing for any party charged with any public offense, in any court of this Territory, while he holds the said office, whether he may have been retained, or employed, for such offender before his election and qualification or not.

I hand you herewith copies of letters showing destitution in some of the Western counties, and I recommend that you take such action, and make such appropriation for their relief, and for the purchase of seeds as, in your judgment, the facts may warrant; carefully guarding the expenditure of the funds and the distribution of the seeds. ("Exhibit A.")

I also hand you herewith copy of letter with the name of writer omitted, (and I have others of a similar character) which depicts the deplorable inroads made upon the morals of our young men and boys by the saloon and the gaming table, and I recommend the enactment of such laws as, in your judgment, can be fairly enforced, tending, at least, to regulate and restrain, as well as to reduce the evils complained of to the minimum. ("Exhibit B.")

I also hand you herewith copy of a letter of Hon. John H. Burford judge of the second judicial district, and ask you to consider the propri-

ety of establishing a reform school. Humanity, as well as the future of the boy criminal, demands that his punishment should be, as far as possible, of a reformatory character. ("Exhibit C.")

I also hand you copy of a letter written by S. T. Walker, superintendent of the institution for the education of the deaf and dumb of Kansas, for your information, and for such action as you may deem proper. ("Exhibit D.")

Respectfull submitted,

A. J. SEAY,
Governor.

LETTER ASKING AID.

EXHIBIT "A."

HALL, O. T., Jan. 10, 1893.

Hon. Gov. Seay, Guthrie, O. T.

DEAR SIR—We, the following undersigned citizens of Township 8, Range 1 East, of the Pottawattamie country are almost suffering, and have not the means to live on in order to remain on our respective claims to farm on them. We did not raise enough last year to maintain us for this year. And furthermore, the most of us citizens have plead with our nearest merchants and financiers to assist us (under chattel mortgage) but were denied. Therefore, under these poverty stricken circumstances, we plead unto your honor. Hoping that your honor will consider our poverty, give us your sympathy and plead for us at the head of our great and grand government, we remain your obedient servants,

W. R. Roselius, Hall, O. T.;
H. Dotzaner,
R. Z. Coffey,
J. A. Hippo, seventy years old,
two grandchildren,
Mrs. Mariar Jones, widow,
four children,
J. W. McDaniel,
J. T. Helton,
I. J. Ellmore,
R. D. Click,
B. F. Archer,
Hannah Dickson, widow,
D. Woodring,
G. Davis,
J. A. Higgins,
J. Pullen,
J. McCraw,
F. E. Henry,
J. Archer,
J. Simpson,
D. Woodrow,

W. I. Gault,
E. N. Coffey,
W. D. Savage,
Mrs. Elizabeth Coffee, widow,
three children,
Mrs. Mary D. Roselius, widow,
six children,
G. H. Coffee,
W. B. Helton,
N. J. Wallace,
W. D. Hitton,
J. F. Dickson,
Nannie Morris, widow,
E. Carrier,
B. Harmon,
T. Tarply,
T. Wilcox,
B. Bennett,
J. Canada,
D. Pulmer,
J. Woodring, sixty years old,
and several grandchildren.

Jan. 17, 1893.

Hon. Gov. Seay.

DEAR SIR—I hope your honor will take immediate action in this matter, for some of the above families are needing very bad. A good many

have hardly clothing enough to stand this cold weather, and the most of them have been living on corn bread and water. There is no work to be had now for them to make a living. Provisions will have to be sent to them until they can plant a crop. This is only a small list of one township, but the people are suffering in the whole Pottawatamie country, as far as I can hear of. A good many would not sign petitions, thinking they would not receive any succor.

I hope your honor will see that the provisions will be sent to Noble, O. T., and placed in the hands of proper persons, so those that are in need will receive the provisions, and not be grabbed by unscrupulous men. Respectfully your obedient servant,

W. R. ROSELIUS.

Hall, O. T.

ROGERS, O. T., Jan. 29, 1893.

Governor Seay.

DEAR SIR—I take the liberty of writing you in behalf of the poor settlers of G county and the county's future welfare. There are a few Chickasaw men here that came in at the opening and a few others that are working for the interest of the cattlemen, who have called a special election for the purpose of forcing free range on the people, and claim that a voter must have been a resident for six months before he is entitled to a vote. If such is the case the free grass would prevail, where on the other hand there are ten actual settlers against free range. Three-fourths of them are not able to fence and will have to leave their claims if there is to be free range; and it will keep out the best class of men who will come in and help to develop this grand country. I will admit that in some parts of the county it is very rough and not likely to be settled for a long time. The remainder of the county is unsurpassed for agriculture if properly developed. As for myself, I own as much horseflesh, and even more, than any other man in G county, and intend to fence, free grass or not any way. The election is to be held on the 10th of March. Under the existing circumstances, and for the benefit of the poor who have come out here with their families, who are striving to secure a home and make an honest living, I ask your honor to use your authority in that each actual settler may have a right to vote on this matter, and then let the majority rule. Please write me what length of time a voter must be a resident before he is entitled to vote on this question. I am your obedient servant,

E. A. ALVIS.

WATOGNA, O. T., Jan. 5, 1893.

Governor A. J. Seay.

DEAR SIR—Find inclosed a petition that explains itself. There is a great deal of suffering throughout our county, for the reason that so many of our people are left on their claims without work and cannot leave them to hunt work. They have no team, no money, no friends. The county commissioners ask me to forward this petition to you and ascertain whether or not there is any provision for helping such people other than through the county commissioners' court. We had learned that there was a Territorial relief fund, but if there is not I am at the beginning of it.

There is no doubt in my mind but there will be a great cry for aid from

a greater portion of our colored citizens, as well as whites, for the next sixty days, or until gardens can be raised. I have been over the county in every direction, as under sheriff, and know the condition of the people. Yours respectfully.

E. A. NEWMAN.

COUNTY C, OKLAHOMA TERRITORY,
CANADIAN TOWNSHIP, Jan. 3, 1893.

To the Honorable Governor of Oklahoma Territory.

We, the actual settlers and residents of Oklahoma Territory and of county C, do pray and petition your honor for help and support in the way of food and seeds for the planting of spring crops. We are in a destitute condition as far as food is concerned and have no means to procure the same, having failed to raise grain during the last season. We do pray you to take active steps for our immediate relief:

A. V. Freeman;

C. D. B——,

R. Z. Bailey,

W. A. Lee,

C. Crain, six in family,

J. R. Henderson,

I. L. Botts,

J. G. Kirkhuff, six in family.

The above are all white people.

SEGER, O. T. Jan. 30, 1893.

Honorable Governor Oklahoma Territory.

DEAR SIR—I have been requested to report to you the condition of the settlers in this portion of the country. It is impossible for them to subsist until a crop can be raised. They have neither bread, clothing, feed or seed and many have left their claims, being without food. Something should be done at once. Yours respectfully,

CHARLES D. KING,
Seger, Washita County, O. T.

SEGER, WASHITA COUNTY, O. T., Feb. 13, 1893.

Honorable Governor.

DEAR SIR—I have been requested to state to you the condition of the people of this vicinity. They are very poor and need aid very badly. Some have left their claims, and unless remedied the larger portion of the remainder will have to leave. They have neither clothing, food or seed. I addressed you some weeks ago but have received no reply. Hoping to hear from you soon, I am yours respectfully,

CHARLES KING.

SALOONS AND GAMBLING.

EXHIBIT "B."

EL RENO, O. T., Jan. 18, 1893.

Governor Seay.

HONORED SIR—Our great need is my only excuse for intruding on your time. I wish to ask a few questions of one whom I believe knows, and will be willing to answer. Is there any way for us to rid our town of saloons and gambling hells? If so, I pray you in God's name, help us. Our only boy has gone astray since we came to El Reno and we seem powerless to keep him away. Can nothing be done to rid our fair Ter-

ritory of so terrible a curse? I write and pray for your answer as only a mother can in my great trouble. Saloons and gambling places are open till 3 a. m. and again at 5 a. m., so there is peace only two hours in twenty-four. Anxiously awaiting your answer, I remain, yours respectfully,

REFORM SCHOOL.

EXHIBIT "C."

EL RENO, O. T. Feb. 8, 1892.

Hon A. J. Seay, Governor, Oklahoma.

MY DEAR SIR—What provision, if any, have you made for the confinement of juvenile prisoners. I have two under sixteen who must be given sentence for burglary, and I prefer not to send them to the penitentiary, and they ought not to be held in the county jail. If a reform school has been designated by you, please advise me in the matter. If you have made no contract, I think you ought to urge this legislature to make some provision for a juvenile reformatory. Yours truly,

JOHN H. BURFORD.

DEAF AND DUMB.

EXHIBIT "D."

OLATHE, February 9, 1893.

Governor Seay, Guthrie, Oklahoma:

MY DEAR SIR—You may perhaps remember I have met you on two or three occasions and brought to your attention the needs of a school for the deaf and dumb in your Territory.

I am receiving frequent letters from citizens of your Territory applying for admission of their deaf children to this school and occasionally receive letters from citizens of this State asking if they move to Oklahoma if they can keep their child in this State school. Of course I have to answer in the negative, as this school is supported by taxation and free only to the children of citizens of this State.

It seems to me that now would be a good time for you to have a law passed organizing a State or Territorial school for the deaf and make it a part of your educational policy to educate a deaf child as well as a hearing, and I write this merely to again remind you and urge upon you action in this matter.

If I can be of any assistance in an advisory way, my interest in this class of students will cause me to do all I can in that way.

Very truly yours,
S. T. WALKER, Superintendent.

Bills on second reading.

House Bill No. 199,

Read a second time and referred to Committee on Judiciary.

House resolved itself into Committee of the Whole for consideration of bills on the calendar, with Mr. Greer in the chair.

At 4:30 o'clock the committee arose and reported as follows:

That the Committee of the Whole had under consideration

House Bill No. 3

And reported it back with the recommendation that the enacting clause be stricken out; and that it had

House Bill No. 81

Under consideration, and on that the Committee reported progress.

Moved that the report of the Committee on both bills be adopted.

The roll being called there were:

Yeas, 14.

Nays, 5.

Those voting in the affirmative were:

Allen of Twenty-first district, Beaty, Brennan, Carrington, Cunningham, Farnsworth, Greer, Johnston, McDaniel, Ozmun, Ormsbee, Pfaff, Rathbun and Wimberly.

Those voting in the negative were:

Allen of Sixth district, Clardy, Peery, Stovall and Mr. Speaker.

So the report was adopted.

Bills on their passage.

Council Bill No. 34,

Having been read first and second time was read third time and put upon its passage.

"Shall the bill pass?"

The roll being called there were:

Yeas, 20.

Nays, 2.

Those voting in the affirmative were:

Allen of Sixth district, Allen of Twenty-first, Brennan, Carrington, Clardy, Cunningham, Faris, Farnsworth, Greer, Johnston, McDaniel, Merrick, Ozmun, Peery, Pfaff, Rathbun, Scott, Wallace, Wimberly and Mr. Speaker.

Those voting in the negative were:

Beaty and Ormsbee.

Absent and not voting:

Moyle, Stanley, Stovall and Stone.

So Council Bill No. 34

Passed, and the title was agreed to.

The bill not having been printed and distributed to members, I vote no.

T. ORMSBEE.

House Bill No. 69

Having been read first and second time, engrossed and read third time, was put upon its passage.

"Shall the bill pass?"

The roll being called there were:

Yeas, 13.

Nays, 10.

Those voting in the affirmative were:

Allen of Twenty-first district, Beaty, Brennan, Carrington, Clardy, Farnsworth, McDaniel, Ozmun, Ormsbee, Peery, Rathbun, Wallace and Mr. Speaker.

Those voting in the negative were:

Allen of Sixth district, Cunningham, Faris, Greer, Johnston, Merrick, Pfaff, Scott, Stanley, Stovall and Wimberly.

So House Bill No. 69

Did not pass.

House Bill No. 79

Having been read first and second times was read a third time and put upon its passage.

Shall the bill pass?

The roll being called there were:

Yeas, 18.

Nays, 0.

Those voting in the affirmative were:

Allen of Sixth district, Brennan, Carrington, Clardy, Cunningham, Faris, Farnsworth, Greer, Johnston, McDaniel, Merrick, Ozmun, Pfaff, Rathbun, Scott, Stovall, Wimberly and Mr. Speaker.

Those voting in the negative: 0

Absent and not voting:

Allen of Twenty-first district, Beaty, Moyle, Ormsbee, Peery, Stone, Stanley and Wallace.

So House Bill No. 79

Passed and the title was agreed to.

Council Concurrent Resolution No. 10

Having been read first and second time was placed upon its passage.

Shall the resolution pass?

The roll being called there were:

Yeas, 19.

Nays, 2.

Those voting in the affirmative were:

Allen of Sixth district, Allen of Twenty-first district, Brennan, Carrington, Clardy, Cunningham, Farnsworth, Greer, Johnston, McDaniel, Merrick, Ormsbee, Peery, Pfaff, Rathbun, Stanley, Stovall, Wimberly and Mr. Speaker.

Those voting in the negative were:

Beaty and Faris.

So Council Concurrent Resolution passed.

Mr. Pfaff introduced

House Joint Resolution No. 7,

And moved to suspend the rules and adopt the same.

The roll being called there were:

Yeas, 13.

Nays, 10.

So the rules were not suspended and the resolution was laid over under the rule.

Those voting in the affirmative were:

Allen of Sixth district, Cunningham, Faris, Farnsworth, Greer, Johnston, Merrick, Moyle, Pfaff, Scott, Stanley, Stovall, and Wallace.

Those voting in the negative were:

Allen of Twenty-first district, Beaty, Brennan, Carrington, Clardy, McDaniel, Ozmun, Ormsbee, Wimberly and Mr. Speaker.

Mr. Ormsbee explained his vote as follows:

I wish to explain my vote. We have heretofore asked the same thing of congress and have been refused. I, therefore, vote no.

On motion

House adjourned.

P. O. CASSADY,
Chief Clerk.

FORTY-FOURTH DAY.

GUTHRIE, O. T., February 22, 1893.

House met pursuant to adjournment.

Roll call found all members present.

Prayer by Chaplain, Rev. Wm. Wimberly.

Reading journal suspended.

Mr. Allen of Twenty-First district moved

To reconsider the vote by which the report of the Committee of the Whole, recommending striking out the enacting clause of House Bill No. 3, was adopted.

Laid over.

Mr. Ozmun offered

The following petition and resolution:

Your petitioner, a citizen of Oklahoma, mindful of the respect due by the citizens of this Territory to the memory of George Washington, who held his own self respect and that of the world by an upright, honorable course through life, and leaving at his death no fortune accumulated through "jobs" or sale of personal influence for unworthy purposes, and

WHEREAS, By the Statute of Oklahoma, paragraph 2704, the 22nd day

of February is made a legal holiday, your petitioner does respectfully pray that an adjournment of your honorable body may be made until 10 o'clock tomorrow, February 23, 1893.

R. J. EDWARDS.

On motion the same was adopted.

Moved that the house do now adjourn.

The roll being called there were:

Yeas, 10.

Nays, 9.

Those voting in the affirmative:

Beaty, Carrington, Cunningham, Farnsworth, Johnston, Ozmun, Ormsbee, Stanley, Wallace and Mr. Speaker.

Those voting in the negative:

Allen of Sixth district, Allen of Twenty-first district, Brennan, Faris, Greer, Moyle, Peer, Pfaff and Rathburn.

So the House adjourned until 10 a. m. February 23.

P. O. CASSIDY,
Chief Clerk.

FORTY-FIFTH DAY.

GUTHRIE, February 23, 1893.

House met pursuant to adjournment.

Roll call found all members present except Mr. Beaty.

Prayer by Chaplain, Rev. Wm. Wimberly.

Journal read and approved.

Moved that House resolve itself into Committee of the Whole House for the consideration of

House Bill No. 5.

Motion carried.

So the House went into the Committee of the Whole for the consideration of

House Bill No. 5.

At 12:05 p. m. the Committee of the Whole arose and reported, through its chairman, as follows:

Mr Speaker:

The Committee of the Whole House, having under consideration

House Bill No. 5,

Beg leave to report progress and ask leave to sit again at 2 o'clock p. m.

On motion the resolution was adopted.

Mr. McDaniel, by consent, introduced

The following resolution:

WHEREAS, Owing to the limited time remaining of the session it is inexpedient to continue consideration of

House Bill No. 5

To the detriment of so many other interests, while by a considerate amendment of the existing law all that is necessary can be accomplished; it is

Resolved, That a committee be appointed to report a substitute for this bill based upon the suggestion in above preamble, and until such committee report the bill shall retain its place on the calendar and be subject to consideration immediately on the receipt of report of such special committee.

J. I. McDANIEL.

Message from Council:

GUTHRIE, O. T., February 23, 1893.

Mr. Speaker:

I am directed by the Council to transmit to your honorable body

Council Concurrent Resolution No. 11,

Which the Council has passed and respectfully ask your concurrence therein; also

House Joint Resolution No. 7,

Which the Council has concurred in,

Council Concurrent Resolution No. 12 and

Council Concurrent Resolution No. 13,

Which the Council has passed and respectfully ask your concurrence therein.

ED. L. DUNN,
Chief Clerk.

GUTHRIE, O. T., February 23, 1893.

Mr. Speaker.

I am directed by the Council to ask your Chief Clerk to transmit to the Council a copy of all record on

Council Concurrent Resolution No. 10,

Together with any vote, amendment or recommendation of any committee had thereon, at your earliest convenience.

ED. L. DUNN,
Chief Clerk.

On motion the House adjourned until 2 o'clock p. m.

AFTERNOON SESSION.

House met pursuant to adjournment.

Roll call found all members present.

The roll being called on the adoption of
House Joint Resolution

There were:

Yeas, 20.

Nays, 4.

Those voting in the affirmative:

Allen of Sixth district, Allen of Twenty-first district, Brennan, Carrington, Clardy, Cunningham, Faris, Farnsworth, Greer, Johnston, Merrick, Moyle, Peery, Pfaff, Rathbun, Scott, Stovall, Wallace, Wimberly and Mr. Speaker.

Those voting in the negative:

Beaty, Ozmun, Ormsbee and Stone.

On motion House went into Committee of the Whole on
House Bill No. 5.

At 5:25 p. m. committee arose and reported as follows:

Mr. Speaker:

The Committee of the Whole House, having had under consideration
House Bill No. 5,

Report as follows: We considered said bill from section 1 to 42 inclusive, and now report progress and ask to sit again.

Report adopted.

Report of Committee on Engrossed Bills.

Mr. Speaker:

Your Committee on Engrossed Bills have under consideration
House Bill No. 66

And report the same to the House correctly engrossed.

R. C. BRENNAN,
Chairman Committee.

Committee on Enrolled Bills:

Mr. Speaker:

Your Committee on Enrolled Bills have examined
House Joint Resolution No. 7, concerning
Council Bill No. 23,
And find it correctly enrolled.

J. W. CLEVINGER,
F. S. PULLIAM,
Council Committee.
J. K. ALLEN,
JOHN PFAFF,
House Committee.

GUTHRIE, February 23, 1893.

Mr. Speaker:

I am directed by the Council to transmit to your honorable body
House Bill No. 58,
Which the Council has concurred in; also
Council Bill No. 66,
Which the Council has passed and respectfully ask your concurrence therein.

ED. L. DUNN,
Chief Clerk.

Introduction of bills.

House Bill No. 132, by Mr. Cunningham,
An act to provide for the organization of new counties.

House Bill No. 133, by Mr. Cunningham,
An act to incorporate all Educational Institutions and provide for the maintainance thereof.

House Bill No. 134, by Mr. Brennan.
An act to establish independent school districts in Oklahoma.

House Bill No. 135, by Mr. Ormsbee,
An act relating to the duties of county commissioners.

House Bill No. 136, by Mr. Ormsbee,
An act to prohibit treating in public places.

House Bill No. 137, by Mr. Ormsbee,
An act to amend section 7, of chapter 46, of the Statutes of Oklahoma.

House Bill No. 138, by Mr. Moyle,
An act locating an asylum for the insane and providing for the issuance of bonds for the erection of the same.

House Bill No. 139, by Mr. Rathbun,
An act to appropriate and build a bridge across the Cimarron river and pay for the same.

House Bill No. 140, by Mr. Wallace,
An act to amend law on raising and collection of revenues.

House Bill No. 141, by Mr. Wallace,
An act to amend law relating to county commissioners.

House Bill No. 142, by Mr. Wallace,
An act to amend law on elections.

House Joint Resolution No. 8, by Mr. Stovall,
Memorializing congress concerning sale of certain lands in Oklahoma.

Message from His Excellency, the Governor.

EXECUTIVE DEPARTMENT,
GUTHRIE, O. T., February 23, 1893,

To the Speaker and Members of the House of Representatives, Guthrie, Oklahoma.

GENTLEMEN: Having House Concurrent Resolution No. 7

Under consideration, I find it was resolved that two copies be transmitted to the Governor, and that he transmit the same to the President of the Senate and Speaker of the House of Representatives. But one

copy was furnished me by the messenger of the House: which I have this day approved and forwarded to the Secretary of the Territory.

Upon receipt of the two copies mentioned in the resolution, I will take pleasure in forwarding the same to Washington, as directed by the resolution.

Very respectfully,
A. J. SEAY,
Governor.

EXECUTIVE DEPARTMENT,
GUTHRIE, February 23, 1893.

To the Speaker and Members of the House of Representatives, Guthrie, Oklahoma.

GENTLEMEN: Having considered and approved

Council Bill No. 1,

Council Bill No. 2,

Council Bill No. 6,

Council Bill No. 7,

Council Bill No. 8,

Council Bill No. 9,

Council Bill No. 10,

Council Bill No. 11,

Council Bill No. 12,

Council Bill No. 13,

House Joint Resolution No. 5, and

House Concurrent Resolution No. 7,

I, this day at 2:30 p. m., caused the same to be delivered to the Secretary of the Territory according to law.

Very respectfully,
A. J. SEAY,
Governor.

Bills read second time:

House Bill No. 120,

Referred to Ways and Means Committee.

House Bill No. 124,

Referred to Public Lands Committee.

House Bill No. 125,

Referred to Ways and Means Committee.

House Bill No. 128,

Referred to Judiciary Committee.

House Bill No. 127,

Referred to Judiciary Committee.

House Bill No. 126,

Referred to Roads and Highways Committee.

House Bill No. 129,

Referred to Judiciary Committee.

House Bill No. 130,

Referred to Judiciary Committee.

House Bill No. 131,

Referred to Judiciary Committee.

House Bill No. 123,
Referred to Banks and Banking Committee.

House Bill No. 122,
Referred to Ways and Means Committee.

House Bill No. 121,
Referred to Judiciary Committee.

Council Bill No. 71,
Referred to Railroads Committee.

Council Bill No. 99,
Referred to Judiciary Committee.

Report of Committee on Enrolled Bills:

GUTHRIE. O. T., February 23, 1893.

Mr. Speaker:

Your Committee on Enrolled Bills have examined
House Concurrent Resolution No. 11,
And find it correctly enrolled.

J. K. ALLEN,
JOHN PFAFF,
On part of House.
J. W. CLEVINGER, Chairman,
F. S. PULLIAM,
On part of Council.

Bills on passage:

House Bill No. 66,
An act to establish the seal of the Territory.

Shall the bill pass?

The roll being called there were:

Yeas, 20.

Nays, 1.

Those voting in the affirmative were:

Allen of Sixth district, Brennan, Clardy, Cunningham, Faris, Farnsworth, Greer, Johnston, McDaniel, Merrick, Ormsbee, Peery, Pfaff, Rathbun, Scott, Stanley, Stovall, Wallace, Wimberly and Mr. Speaker.

Those voting in the negative were:

Mr. Beaty.

So the bill passed and the title was agreed to.

Report of Committee on Compensation of Public Officers:

Mr. Speaker:

Your Committee on Compensation of Public Officers have had under consideration

House Bill No. 103,
And report back that it do not pass; also

House Bill No. 115,
And recommend it do pass.

B. J. CLARDY,
Chairman.

We, your Committee on Compensation of Public Officers, have had under consideration

Council Bill No. 83

And recommend it do not pass; also recommend the following substitute and recommend its passage.

B. J. CLARDY, Chairman.
J. M. STOVALL,
J. A. WIMBERLY.

Minority report.

We, your Committee on Compensation of Public Officers, having had under consideration

Council Bill No. 83

Recommend that it do pass.

W. A. SCOTT,
J. I. MCDANIEL.

Mr. McDaniel moved

That the minority report be substituted for the majority report.

The roll being called there were:

Yeas, 12.

Nays, 11.

Those voting in the affirmative were:

Brennan, Cunningham, Faris, Farnsworth, McDaniel, Ormsbee, Pfaff, Rathbun, Scott, Stanley, Wallace and Mr. Speaker.

Those voting in the negative were;

Beaty, Carrington, Clardy, Greer, Johnston, Merrick, Moyle, Peery, Stovall, Stone and Wimberly.

So the motion prevailed and the minority report was substituted for the majority.

Mr. Speaker gave notice of signing

House Joint Resolution No. 7.

Governor's message concerning destitute was referred to Committee on Charities.

House adjourned.

P. O. CASSIDY,
Chief Clerk.

FORTY-SIXTH DAY.

GUTHRIE, O. T. February 24, 1893.

House met pursuant to adjournment.

Roll call found all members present.

Prayer by Chaplain, Rev. Wm. Wimberly.

Reading of the Journal dispensed with.

House went into Committee of the Whole on
House Bill No. 5.

At 11:40 o'clock a. m. Committee of the Whole arose and through its
Chairman, Mr. Pfaff, reported progress and asked leave to sit again at
2 o'clock p. m.

Report adopted.

Moved to adjourn.

The roll being called there were:

Yeas, 12.

Nays, 14.

Those voting in the affirmative:

Allen of Sixth district, Allen of Twenty-first district, Carrington, Cunningham, Farnsworth, Greer, Johnston, Merrick, Pfaff, Rathbun, Stone, Wallace and Mr. Speaker.

Those voting in the negative:

Beaty, Brennan, Clardy, Faris, Moyle, Ozmun, Peery, Scott, Stanley, Stovall Stone and Wimberly.

So the motion was lost.

Mr. Beaty moved

To reconsider vote by which minority report on

House Bill No. 83

Was adopted.

Ruled out of order by the Speaker for the reason that the mover did
not vote on the prevailing side.

Motion to adjourn.

The roll being called there were:

Yeas, 12.

Nays, 14.

Those voting in the affirmative:

Allen of Sixth district, Allen of Twenty-first district, Brennan, Carrington, Farnsworth, Greer, McDaniel, Pfaff, Rathbun, Scott, Wallace and Mr. Speaker.

Those voting in the negative:

Beaty, Clardy, Cunningham, Faris, Johnston, Merrick, Moyle, Ozmun, Ormsbee, Peery, Stanley, Stovall Stone and Wimberly.

So the motion was lost.

Mr. Cunningham moved

That the vote by which the minority report of the Committee on Compensation of Public Officers was substituted for the majority, be reconsidered.

The roll being called there were:

Yeas, 13.

Nays, 13.

Those voting in the affirmative:

Beaty, Clardy, Faris, Johnston, Merrick, Moyle, Ozmun, Peery, Stanley, Stovall, Stone, Wallace and Wimberly.

Those voting in the negative:

Allen of Sixth district, Allen of Twenty-first district, Brennan, Carrington, Cunningham, Farnsworth, Greer, McDaniel, Ormsbee, Pfaff, Rathbun, Scott and Mr. Speaker.

So the vote was not reconsidered.

Messrs. Clardy and Beaty were excused until 10 a. m. Monday.

Mr. Ormsbee was excused until 4 p. m. Monday.

AFTERNOON SESSION.

Roll call found all members present except
Clardy, Beaty and Ormsbee,
Who were excused.

Mr. Allen of the Twenty-first district moved

That the rules be suspended and that
Council Concurrent Resolution No. 11 and
Council Concurrent Resolution No. 13
Be adopted.

The roll being called there were:

Yeas, 20.

Nays, 0.

Those voting in the affirmative:

Allen of Twenty-first district, Brennan, Carrington, Faris, Farnsworth, Greer, McDaniel, Merrick, Moyle, Ozmun, Peery, Pfaff, Rathbun, Scott, Stanley, Stovall, Stone, Wimberly and Mr. Speaker.

Those voting in the negative: None.

Those absent and not voting:

Allen of Sixth district, Beaty, Clardy, Cunningham, Johnston, Wallace.

Council Concurrent Resolution No. 11

Was then placed upon its passage.

The roll being called there were:

Yeas, 20.

Nays, 0.

Those voting in the affirmative:

Allen of Twenty-first district, Brennan, Carrington, Cunningham, Faris, Farnsworth, Greer, McDaniel, Merrick, Moyle, Ozmun, Peery, Pfaff, Rathbun, Scott, Stanley, Stovall, Stone, Wimberly, Mr. Speaker.

Those voting in the negative: None.

Absent and not voting:

Allen of Sixth district, Beaty, Clardy, Johnston, Ormsbee, Wallace.

So the motion was adopted.

Council Concurrent Resolution No. 13

Was then placed upon its passage.

The roll being called there were:

Yeas, 20.

Nays, 0.

Those voting in the affirmative:

Allen of Twenty-first district, Brennan, Carrington, Cunningham, Faris, Farnsworth, Greer, McDaniel, Merrick, Moyle, Ozmun, Peery, Pfaff, Rathbun, Scott, Stanley, Stovall, Stone, Wimberly, Mr. Speaker.

Those voting in the negative: None.

Absent and not voting:

Allen of Sixth district, Beaty, Clardy, Johnston, Ormsbee, Wallace.

So the resolution was adopted.

Message from the Council.

Mr. Speaker.

I am directed by the Council to transmit to your honorable body
Council Bill No. 110,

Which the Council has passed and ask your concurrence; also

House Bill No. 89,

Which the Council has agreed to; also

Council Concurrent Resolution No. 10,

Which the Council refused to concur in your amendments thereto, and respectfully ask you to recede therefrom.

ED L. DUNN,
Chief Clerk.

The House then resolved itself into Committee of the Whole for the consideration of

House Bill No. 5,

With Mr. Pfaff in the chair.

At 5:40 o'clock p. m. the Committee arose and, through the chairman, reported as follows:

Mr Speaker:

Your Committee of the Whole House having had under consideration
House Bill No. 5

Direct me to report progress and ask leave to sit again at 9 a. m. tomorrow.

Report adopted.

Message from the Council.

Mr. Speaker:

I am directed by the Council to transmit to your honorable body
Council Bill No. 90,
Which the Council has passed and respectfully ask that you concur
therein.

Very truly,
ED. L. DUNN,
Chief Clerk.

On motion,

The House adjourned until 9 a. m. February 25, 1893.

P. O. CASSIDY,
Chief Clerk.

FORTY-SEVENTH DAY.

GUTHRIE, February, 25, 1893.

House met pursuant to adjournment.

Roll call found all members present except:

Beaty, Clardy and Ormsbee, who were excused, and Stanley, Moyle,
and Wimberly.

By consent, the following bills were introduced:

Mr. Cunningham introduced

House Bill No. 132,

An act for the protection of game and fish and to repeal chapter 38 of
the Statutes of Oklahoma.

Read first time.

Mr. Brennan introduced
House Bill No. 133,
An act to locate a Territorial penitentiary.

Read first time,

Mr. Stone introduced
House Bill No. 134,
An act relating to the provocation of an assault or assault and battery.
Read first time.

Mr. Allen of Twenty-first district, moved
To suspend the rules for the purpose of transferring
Council Bill No. 43

To head of Calendar and making it a special order.

Roll call showed:

Yeas, 14.

Nays, 0.

Those voting in the affirmative were:

Allen of Twenty-first district, Brennan, Carrington, Cunningham,
Farnsworth, Johnston, Merrick, Plaff, Rathbun, Scott, Stovall, Stone,
Wallace and Mr. Speaker.

So the motion was carried.

Reports of Committees.

Ways and Means.

Mr. Speaker:

Your Committee on Ways and Means have had under consideration
House Bill No. 112

And report the same to the House that it do pass.

R. C. BRENNAN,
Chairman of Committee.

Mr. Speaker:

Your Committee on Ways and Means have had under consideration
House Bill No. 26,

House Bill No. 122 and

House bill No. 125

And report they do pass.

R. C. BRENNAN,
Chairman of Committee.

Public Lands and Public Buildings.

House Bill No. 124, majority report.

Mr. Speaker:

We, your Committee on Public Lands and Public Buildings, having
had under consideration

House Bill No. 124

And recommend that it do pass with the following amendments:

That \$35,000 in line one of section 1 be stricken out and \$10,000 be
inserted.

J. K. ALLEN,
Chairman of Committee.

Mr. Speaker signed

House Concurrent Resolution No 11.

The House then went into Committee of the Whole on
House Bill No. 5,

With Mr. Brennan in the chair.

At 11:40 o'clock a. m. the committee arose and reported as follows.

Mr. Speaker:

The Committee of the Whole House having had under consideration
House Bill No. 5,

Considered the same up to and including article 8 and authorize me
to report that the committee has amended the bill and added thereto ar-
ticle 8, and ask leave to sit again at 2 o'clock p. m.

R. C. BRENNAN,
Chairman of Committee.

Report adopted.

Motion to adjourn until 10 o'clock a. m., Monday, February 27, 1893.

Motion carried.

So the House adjourned.

P. O. CASSIDY,
Chief Clerk.

FORTY-NINTH DAY.

GUTHRIE, O. T., February 27, 1893,

House met pursuant to adjournment.

Roll call found eight members present. No quorum.

On motion of Mr. Cunningham,

House adjourned until 2 o'clock p. m.

AFTERNOON SESSION.

House met pursuant to adjournment.

Quorum present.

Moved to suspend the rules and read all bills introduced and which have been read only first time, a second time and refer to the proper committees.

The roll being called there were:

Yeas, 16.

Nays, 0.

Those voting in the affirmative were:

Beaty, Brennan, Cunningham, Faris, Greer, Johnston, McDaniel, Merrick, Ozmun, Peery, Pfaff, Rathbun, Scott, Stone, Wallace and Mr. Speaker.

Those voting in the negative were: None.

Absent and not voting:

Allen of Sixth district, Allen of Twenty-first district, Carrington, Clardy, Farnsworth, Moyle, Ormsbee, Stanley, Stovall, and Wimberly.

So the rules were suspended for the reading of bills a second time.

Mr. Allen of Twenty-first district, offered

The following resolution:

Resolved, That the Speaker be empowered to appoint a reading clerk.

Which was unanimously adopted.

And thereupon the Speaker appointed L. E. Pitts to the office of reading clerk.

By request Mr. Stovall was excused until 4 o'clock p. m. February 28.

Message from the Council.

GUTHRIE, February 27, 1893.

Mr. Speaker:

I am directed by the Council to transmit to your honorable body Council Bill No. 73,

Which has passed the Council and respectfully ask your concurrence therein.

ED. L. DUNN,
Chief Clerk.

By J. C. HOFIUS,
Assistant Chief Clerk.

Message from the Governor.

EXECUTIVE DEPARTMENT,

GUTHRIE, O. T., February 24, 1893.

To the Speaker and Members of the House of Representatives, Guthrie, Oklahoma.

GENTLEMEN: Having considered and approved

House Joint Resolution No. 7,

I have this day, at 10:55 a. m., caused the same to be delivered to the Secretary of the Territory, according to law.

Very respectfully,

A. J. SEAY,
Governor.

P. S. It was not accompanied by a copy of
Council Bill No. 23,

And I suggest that it had better be sent to the Secretary.

A. J. SEAY,
Governor.

On motion of Mr. Merrick,

The House resolved itself into Committee of the Whole for the consideration of

House Bill No. 5,

With Mr. Cunningham in the chair.

At 5:25 o'clock p. m. the Committee arose and, through its chairman reported as follows:

Mr. Speaker:

The Committee of the Whole House having had
House Bill No. 5

Under consideration direct me to report that the Committee amended the bill in several particulars and as amended recommend that it do pass that the Committee had under consideration

Council Bill No. 43, and the substitute therefor.

Reported from the Committee on Appropriations, direct me to report that the substitute be printed and made a special order for tomorrow at 10 o'clock a. m.

On motion

The report was adopted.

On motion,

House adjourned.

P. O. CASSIDY,
Chief Clerk.

FIFTIETH DAY.

GUTHRIE, O. T. February 28, 1893.

House met pursuant to adjournment.

Roll call found a quorum present,

Prayer by Chaplain.

Reading of Journal dispensed with.

Regular order.

Unfinished business.

Question of article 10, as offered by Mr. Cunningham as substitute for article 10, as reported by the Committee of the Whole, pending with Mr. Merrick on the floor.

Message from Council.

GUTHRIE, February 28, 1893.

Mr. Speaker:

I am requested by the Council to transmit to your honorable body House Bill No. 79,
Which the Council has passed.

ED. L. DUNN,
Chief Clerk.

House adjourned.

AFTERNOON SESSION.

Roll call found a quorum present.

Mr. Cunningham moved

The previous question.

A call of the House was demanded by Messrs. Pfaff, Farnsworth, Merrick, Faris and Cunningham.

Roll call found Mr. Allen of the Sixth district absent and not excused.

Sergeant-at-arms was instructed to bring Mr. Allen into the house.

Sergeant-at-arms reported that Mr. Allen had been brought into the house and the call of the House was dispensed with.

Shall the main question now be put?

The roll being called there were:

Yeas, 26.

Nays, 0.

Those voting in the affirmative:

Allen of the Sixth district, Allen of the Twenty-first, Beaty, Brennan, Carrington, Clardy, Cunningham, Faris, Farnsworth, Greer, Johnson, McDaniel, Merrick, Moyle, Ozmun, Ormsbee, Peery, Pfaff, Scott, Stanley, Stone, Wallace, Wimberly and Mr. Speaker.

So the motion prevailed and the previous question was ordered.

The roll being called on the adoption of the substitute for article 10 there were:

Yeas, 8.

Nays, 16.

Those voting in the affirmative:

Allen of the Sixth district, Cunningham, Greer, Johnston, Merrick, Stone, Wallace and Wimberly.

Those voting in the negative:

Allen of the Twenty-first district, Beaty, Brennan, Carrington, Clardy, Faris, Farnsworth, McDaniel, Moyle, Ozmun, Ormsbee, Peery, Pfaff, Scott, Stanley and Mr. Speaker.

So the substitute failed.

The roll being called on the adoption of the report of the Committee of the Whole there were:

Yeas, 13.

Nays, 11.

Those voting in the affirmative:

Allen of the Twenty-first district, Beaty, Brennan, Carrington, Clardy, Faris, Farnsworth, McDaniel, Moyle, Ozmun, Peery, Stanley and Mr. Speaker.

Those voting in the negative:

Allen of the Sixth district, Cunningham, Greer, Johnston, Merrick, Ormsbee, Pfaff, Scott, Stone, Wallace and Wimberly.

So the motion was adopted.

Mr. Pfaff moved

To amend article 10 by substituting a new article.

Mr. Beaty moved

To lay the substitute on the table.

The roll being called there were:

Yeas, 12.

Nays, 12.

Those voting in the affirmative:

Allen of the Sixth district, Allen of the Twenty-first, Beaty, Brennan, Carrington, Clardy, Faris, Moyle, Peery, Stone, Wimberly and Mr. Speaker.

Those voting in the negative:

Cunningham, Farnsworth, Greer, Johnston, McDaniel, Merrick, Ozmun, Ormsbee, Pfaff, Scott, Stanley and Wallace.

So the motion failed.

The roll being called on the amendment there were:

Yeas, 11.

Nays, 9.

Those voting in the affirmative:

Cunningham, Faris, Johnston, McDaniel, Merrick, Ormsbee, Pfaff, Scott, Stanley, Stone and Wallace.

Those voting in the negative:

Allen of the Sixth district, Allen of the Twenty-first, Beaty, Brennan, Carrington, Clardy, Peery and Mr. Speaker.

So the amendment was adopted.

Mr. Brennan moved

To amend section 89 by striking out lines 12, 13 and 14 down to the word "Males" and inserting the words "only bona fide citizens and tax-payers shall be permitted to vote at such election."

Mr. Scott moved

To lay the motion on the table.

The roll being called there were:

Yeas, 11.

Nays, 9.

Those voting in the affirmative:

Allen of the Sixth district, Allen of the Twenty-first, Faris, Greer, Johnston, McDaniel, Merrick, Pfaff, Scott, Stanley and Wallace.

Those voting in the negative:

Beaty, Brennan, Carrington, Moyle, Ozmun, Ormsbee, Stone, Wimberly and Mr. Speaker.

So the motion prevailed and the amendment was laid on the table.

Mr. Farnsworth moved

To strike out sections 82 and 83.

Which motion prevailed and the sections were stricken out.

Mr. Beaty moved

To amend by adding the following at the close of section 89:

Provided, however, that no person shall be permitted to vote for or against such bonds who is not a bona fide resident and tax-payer in such district.

The roll being called there were:

Yeas, 11.

Nays, 10.

Those voting in the affirmative:

Allen of the Twenty-first, Beaty, Brennan, Carrington, Clardy, Farnsworth, Moyle, Ozmun, Ormsbee, Peery and Mr. Speaker.

Those voting in the negative:

Allen of the Sixth district, Cunningham, Faris, Greer, Johnston, McDaniel, Merrick, Pfaff, Scott and Stone.

So the amendment prevailed.

Mr. Pfaff moved

To strike out the word "May" wherever it occurs and insert the word "August."

Which motion prevailed.

Mr. Peery moved

To amend by inserting in line 8, page 26, after the word "female" the words "white and colored."

Which motion prevailed.

Mr. Merrick moved

To strike out the word "April" wherever it occurs in the bill and insert the word "July" in lieu thereof.

Which motion prevailed.

Mr. Peery moved

To strike out the word "two" in line 11 of section 25 and insert in lieu thereof the word "one."

Mr. Scott moved

To lay the amendment on the table.

Which motion failed.

The roll being called on the amendment there were:

Yeas, 16.

Nays, 9.

Those voting in the affirmative:

Allen of the Twenty-first, Beaty, Brennan, Carrington, Clardy, Greer, Johnston, McDaniel, Moyle, Ozmun, Ormsbee, Peery, Stovall, Stone, Wimberly and Mr. Speaker.

Those voting in the negative:

Allen of the Sixth district, Cunningham, Faris, Merrick, Pfaff, Rathbun, Scott, Stanley and Wallace.

So the amendment prevailed.

Mr. Allen of the Twenty-first district moved

To amend by striking out the words "two-thirds" in section 27, line 3, and insert the words "one-half."

The roll being called there were.

Yeas, 16.

Nays, 9.

Those voting in the affirmative.

Allen of the Twenty-first district, Beaty, Brennan, Carrington, Clardy, Faris, Greer, Moyle, Ozmun, Ormsbee, Peery, Pfaff, Stovall, Stone, Wallace, Wimberly and Mr. Speaker.

Those voting in the negative:

Allen of the Sixth district, Cunningham, Johnston, McDaniel, Merrick, Rathbun, Scott, Stanley and Wallace.

So the amendment prevailed.

Mr. Allen of the Sixth district moved

To amend section 27, line 3, by striking out the words "one-half" and inserting the words "three-fifths."

Which amendment prevailed.

Mr. Peery moved

To amend section 66 by adding the following:

"And legal holidays shall be counted as school days and no deduction shall be made in the wages or salary of any teacher on account of any legal holiday, and no teacher shall be required to teach upon such holiday."

Which amendment failed.

Mr. Beaty moved

To amend by inserting in section 3 before the word "at" the following.

"A separate ballot box for school election shall be provided by the city clerk and ballots for school officers deposited therein. It shall be the duty of the city clerks to prepare suitable places for holding such elections."

Mr. Ormsbee moved

To amend the bill by striking out the word "female" and inserting the word "woman."

The roll being called on the amendment there were:

Yeas, 14.

Nays, 11.

Those voting in the affirmative were:

Beaty, Brennan, Carrington, Clardy, Cunningham, Johnston, Ozmun, Ormsbee, Peery, Stovall, Stone and Mr. Speaker.

Those voting in the negative were.

Allen of Sixth district, Allen of Twenty-first district, Faris, Farnsworth, McDaniel, Moyle, Pfaff, Rathbun, Scott, Wallace and Wimberly.

So the amendment prevailed.

Mr. Cunningham moved

To consider the bill engrossed and placed on its third reading.

The roll being called there were:

Yeas, 17.

Nays, 5.

Those voting in the affirmative were:

Allen of Sixth district, Allen of Twenty-first district, Clardy, Cunningham, Farris, Farnsworth, Merrick, Moyle, Ozmun, Ormsbee, Pfaff, Rathbun, Scott, Stanley, Stovall, Stone and Wailace.

Those voting in the negative were:

Brennan, Carrington, McDaniel, Peery and Mr. Speaker.

So the motion prevailed and the bill was considered engrossed.

House Substitute for

Council Bill No. 43

Being next under consideration, Mr. Allen of Twenty first district moved

To suspend the rules, consider the bill engrossed and placed on its passage.

The roll being called there were:

Yeas, 26.

Nays, 0.

Shall the bill pass?

The roll being called there were,

Yeas, 26.

Nays, 0.

So the bill passed and the title was amended to read as follows.

"An act to legalize and to provide for the sale of bonds issued for the benefit of the Agricultural and Mechanical College situated at Stillwater, Oklahoma."

Mr. Cunningham was granted consent to introduce
House Bill No. 154,

An act establishing and providing for government of schools in cities
of the first class.

Mr. Cunningham moved

To suspend the rules, read by title the second time and consider engrossed.

The roll being called there were:

Yeas, 22.

Nays, 1.

Those voting in the affirmative:

Allen of Twenty-first district, Beaty, Brennan, Carrington, Clardy, Cunningham, Faris, Farnsworth, Greer, Johnston, McDaniel, Merrick, Moyle, Ozmun, Ormsbee, Pfaff, Rathbun, Scott, Stanley, Stovall, Wimberly and Mr. Speaker.

Those voting in the negative:

Allen of Sixth district.

So the motion prevailed and the rules were suspended, the bill read by title the second time and considered engrossed.

House adjourned until 7:30 p. m.

EVENING SESSION.

Roll call found quorum present.

Regular order.

Report of committee.

Ways and Means:

Mr. Speaker:

Your Committee on Ways and Means have had under consideration
House Bill No. 120

And report the same to the House and recommend that it be sent to
the Committee on Roads and Highways; also,

House Bill No. 85,

That it do not pass,

Council Bill No. 72,

That it do not pass;

House Bill No. 145,

That the same do pass.

R. C. BRENNAN,
Chairman Committee.

Report of Committee on Judiciary:

Majority report.

Mr. Speaker:

We your Committee on Public Lands and Public Buildings, having
had under consideration

House Bill No. 124,

Recommend that it do pass, with the following amendment:

That \$35,000 in line one of section 1 be stricken out and \$10,000 be inserted.

J. K. ALLEN,
Chairman Committee.

Minority report.

Mr. Speaker:

Your Committee on Public Lands and Public Buildings, having had under consideration

House Bill No. 127. An act to establish a reform school at Hennessey and make appropriation therefor.

The undersigned member of said committee beg leave to submit the following minority report:

WHEREAS, Under the decision of the supreme court, in the matter of the employes of this House vs. Territorial Auditor, this Legislature has no control over the Territorial revenue, and,

WHEREAS, This Territory is already in debt through expenditure of public funds without even the authority of a legislative enactment, as will appear by the auditor's report to the Governor, it is the opinion of the minority of your committee that under existing circumstances no new public institutions should be created, unless after due publication, all counties and sections should have an opportunity to make bids for the location of such proposed institutions.

TALCOTT ORMSBEE,
Member of Committee.

Mr. Ormsbee moved

To substitute the minority report for the majority.

The roll being called there were:

Yeas, 10.

Nays, 13.

Those voting in the affirmative:

Beaty, Cunningham, Faris, Greer, McDaniel, Merrick, Ormsbee, Scott, Stanley and Stone.

Those voting in the negative:

Allen of Sixth district, Brennan, Carrington, Clardy, Farnsworth, Johnston, Moyle, Peery, Pfaff, Rathbun, Stovall, Wimberly, Mr. Speaker.

So the motion failed and the majority report was adopted.

Mr. Speaker:

Your Committee on Judiciary, having had under consideration

House Bill No. 93 and

House Bill No. 100,

Instruct me to report the same back to the House with the recommendation that same do not pass.

T. ORMSBEE,
Chairman Committee.

Mr. Speaker.

Your Committee on Judiciary, having had under consideration the following bills, have instructed me to report the same back to the House with the recommendation that same do pass:

House Bill No. 136,

House Bill No. 137,

House Bill No. 102,
House Bill No. 147, and
Council Bill No. 66.

T. ORMSBEE,
Chairman Committee.

Minority report.

Mr. Speaker:

We, the minority of your Committee upon Judiciary, recommend that
House Bill No. 136 and
House Bill No. 102
Do not pass.

D. W. PEERY.

Mr. Peery moved
That the minority report on
House Bill No. 102 and
House Bill No. 136
Be substituted for majority report.

The roll being called there were:

Yeas, 12.

Nays, 10.

Those voting in the affirmative:

Beaty, Cunningham, Faris, Johnston, McDaniel, Merrick, Peery,
Stanley, Stovall, Stone, Wallace and Mr. Speaker.

Those voting in the negative:

Allen of Sixth district, Allen of Twenty-first district, Brennan,
Clardy, Farnsworth, Greer, Moyle, Ormsbee, Pfaff, Rathbun.

So the motion prevailed and the bills were rejected.

Message on Speaker's desk:

GUTHRIE, O. T., February 28, 1893.

Mr. Speaker:

I am directed by the Council to transmit to your honorable body
Council Bill No. 81,

Which the Council has passed as amended and respectfully ask your
concurrence therein.

ED. L. DUNN,
Chief Clerk.

GUTHRIE, O. T., February 28, 1893.

Mr. Speaker:

I am directed by the Council to transmit to your honorable body
House Bill No. 8,
Which the Council has passed.

ED. L. DUNN,
Chief Clerk.

GUTHRIE, O. T., February 25, 1893.

Mr. Speaker:

I am directed by the Council to transmit to your honorable body
Council Concurrent Resolution No. 11 and
Council Concurrent Resolution No. 13,

Which the President has signed and respectfully ask you to sign the same and forward them to the honorable gentlemen.

I also return to you

House Concurrent Resolution No. 11,

Which the President pro tem has signed.

ED. L. DUNN,
Chief Clerk.

GUTHRIE, O. T., February 25, 1893.

Mr. Speaker:

I am directed to transmit to your honorable body

House Bill No. 76,

Which the Council has concurred in,

Council Bill No. 50 and

Council Bill No. 36,

Which the Council has passed and respectfully ask that you concur therein.

ED. L. DUNN,
Chief Clerk.

GUTHRIE, O. T., February 28, 1893.

Mr. Speaker:

I am directed by the Council to transmit to your honorable body

Council Bill No. 119 and

Council Bill No. 111,

Which the Council has passed, and respectfully ask your concurrence therein.

J. C. HOFIUS,
Chief Clerk.

GUTHRIE, O. T., February 28, 1893.

Mr. Speaker:

I am directed by the Council to transmit to your honorable body

House Bill No. 58 and

House Concurrent Resolution No. 2,

Which the President of the Council has signed.

J. C. HOFIUS,
Chief Clerk.

Mr Speaker:

I am directed by the Council to transmit to your honorable body

House Concurrent Resolution No. 9,

Which the President has signed.

J. C. HOFIUS,
Chief Clerk.

Introduction of Bills:

House Bill No. 155. An act to provide for taking records to the supreme court.

By Mr. Ormsbee.

House Bill No. 156. An act creating the office of Public Weigher.

By Mr. Stovall.

Communication from the Secretary.

Mr. Johnston presented

A petition from the citizens of Blaine county asking the Legislative Assembly to relieve the needy farmers of that county.

Read and referred to Committee on Appropriations.

Mr. Cunningham moved

That the House resolve itself into Committee of the Whole for the consideration of bills on the calendar.

Which motion prevailed and the House resolved itself into Committee of the Whole with Mr. Cunningham in the chair.

At 11:30 o'clock p. m. the committee arose and reported progress and asked leave to sit again.

Report adopted.

Mr. Ormsbee offered

A resolution relating to Territorial officers and their salaries.

On motion house adjourned.

P. O. CASSIDY,
Chief Clerk.

FIFTY-FIRST DAY.

GUTHRIE, March 1, 1893.

House met pursuant to adjournment.

Roll call found all members present except:

Mr. Beaty, who was excused.

Prayer by Chaplain.

On motion,

The reading of the Journal was dispensed with.

Moved to suspend rules and consider bills on third reading.

The roll being called there were:

Yeas, 15.

Nays, 2.

Those voting in the affirmative were:

Allen of Sixth district, Brennan, Farnsworth, Johnson, McDaniel, Merrick, Ozmun, Peery, Pfaff, Rathbun, Scott, Stanley, Stovall, Stone, and Wimberly.

Those voting in the negative were:

Faris and Mr. Speaker.

So the motion prevailed.

House Bill No. 5

Was placed upon its passage,

The question being shall the bill pass?

The roll being called there were:

Yeas, 17.

Nays, 8.

Those voting in the affirmative were:

Allen of Sixth district, Allen of Twenty-first district, Clardy, Cunningham, Faris, Farnsworth, Greer, Johnston, Merrick, Moyle, Ozmun, Peery, Pfaff, Scott, Stanley, Stovall, and Stone.

Those voting in the negative were:

Brennan, Carrington, McDaniel, Ormsbee, Rathbun, Wallace, Wimberly and Mr. Speaker.

So House Bill No. 5

Passed and the title was agreed to.

Mr. Cunningham explains his vote:

Mr. Speaker:

In explanation of my vote I desire to submit and make a part of the record the following resolution passed by the convention which nominated me for the office of Representative of the Twenty-fourth district:

2. "It is the sense of this convention that the coming legislature should so amend the school laws as to provide for equal taxation for school purposes throughout the Territory, amply providing for separate schools for white and colored children without any discrimination in raising or distribution of school revenues, and for mixed schools when the same, in the judgment of the school electors of any school township, be desirable for any reason; said laws should provide a system of free common schools equal in character to that of any state in the Union, without distinction of color, either in raising or distribution of school revenues or in the school facilities afforded."

Mr. Speaker, I vote, aye!

Mr. Ormsbee introduced

House Concurrent Resolution No. 14,

Relating to Territorial officers and their salaries.

Mr. Johnston moved

To lay the resolution on the table.

The roll being called there were:

Yeas, 8.

Nays, 16.

Those voting in the affirmative were:

Allen of Sixth district, Faris, Greer, Johnston, Pfaff, Scott, Wallace and Wimberly.

Those voting in the negative were:

Allen of Twenty-first district, Brennan, Carrington, Clardy, Cunningham, Farnsworth, McDaniel, Merrick, Moyle, Ozmun, Ormsbee, Peery, Rathbun, Stanley, Stone and Mr. Speaker.

So the motion was lost.

The resolution was then placed upon its adoption.

The roll being called there were:

Yeas, 18.

Nays, 6.

Those voting in the affirmative were:

Allen of Sixth district, Allen of Twenty-first district, Brennan, Carrington, Clardy, Cunningham, Farnsworth, Johnston, McDaniel, Merrick, Moyle, Ozmun, Ormsbee, Peery, Rathbun, Stanley, Stone, Mr. Speaker.

Those voting in the negative were:

Faris, Greer, Pfaff, Scott, Wallace and Wimberly.

Absent and not voting:

Beaty and Stovall.

So the resolution was adopted.

Petition from citizens of Blaine county relative to the destitute condition of the inhabitants of that county was presented by Mr. Johnson and Referred to Committee on Appropriations.

Petition from citizens of "G" county relating to name of that county was presented and

Referred to Committee on County and Township Organizations.

Report of committees.

Committee on Judiciary.

Mr. Speaker.

Your Committee on Judiciary having had under consideration the following bills, direct me to report same back to the House with recommendation that same be printed and

Referred to Committee of the Whole House.

House Bill No. 130,

House Bill No. 121,

House Bill No. 128,

House Bill No. 129,

House Bill No. 127,

House Bill No. 131.

T. ORMSBEE,
Chairman of Committee.

Report adopted.

Elections and Legislative Apportionment.

Mr. Speaker.

Your Committee on Election and Legislative Apportionment having had under consideration

Substitute for House Bill No. 65,

Direct me to report same back to the House with recommendation

that owing to its great and general public importance it be placed at the head of the calendar and receive immediate consideration and do pass.

J. C. CARRINGTON,
Chairman of Committee.

Mr. Wallace presented resolution relating to assault on colored citizens of Lexington, Cleveland county, and asking for the appointment of a committee to investigate the same.

Ruled out of order by the Speaker.

Moved to suspend rules and adopt report of committee on

House Bill No. 65,

Special order for 10 a. m. March 2.

The roll call showed:

Yeas, 18.

Nays, 3.

Those voting in the affirmative were:

Brennan, Carrington Cunningham, Farnsworth, Greer, Johnston, McDaniel, Merrick, Moyle, Ozmun, Ormsbee, Peery, Pfaff, Rathbun, Scott, Stovall, Stone and Wallace.

Those voting in the negative were:

Faris, Wimberly and Mr. Speaker.

So the rules were suspended.

On the adoption of the report of the Committee on

House Bill No. 65,

The roll being called there were:

Yeas, 14.

Nays, 3.

Those voting in the affirmative were:

Farnsworth, Johnston, McDaniel, Merrick, Moyle, Ozmun, Ormsbee, Peery, Pfaff, Rathbun, Scott, Stovall, Stone and Wallace.

Those voting in the negative were:

Faris, Wimberly and Mr. Speaker.

So the report was adopted.

Resolutions laid over.

Council Concurrent Resolution No, 12

Was then placed upon its passage.

The roll being called there were:

Yeas, 16.

Nays, 1.

Those voting in the affirmative were:

Allen of the Sixth district, Brennan, Carrington, Cunningham, Farnsworth, Merrick, Moyle, Ozmun, Ormsbee, Peery, Pfaff, Rathbun, Scott, Stovall, Stone and Mr. Speaker.

Those voting in the negative were:

Mr. Faris.

So the resolution was adopted.

House Joint Resolution No. 8, relative to sale of public lands,

Read second time and on motion

Laid over until to-morrow.

House Bill No. 154,
Was on motion laid over until
House Bill No. 5
Was considered by Council.
On motion House adjourned.

AFTERNOON SESSION.

House met pursuant to adjournment.
Roll call found quorum present.
Messrs. Beaty and Rathbun excused until 10 a. m. March 2, 1893.
Bills read second time.
House Bill No. 155,
Read second time and referred to Committee on Judiciary.
House Bill No. 156,
Read second time and referred to Committee on Compensation of Public Officers.
Council Bill No. 73
Read second time and referred to Committee on Judiciary.
Council Bill No. 90
Read second time and referred to Committee on Ways and Means.
Council Bill No. 110,
Read second time and referred to Committee on County and Township Organizations.
Mr. Speaker signed
House Bill No. 58.
Moved that House Bill No. 2
Be made a special order for 10 a. m. March 4.
Roll call showed:
Yeas, 20.
Nays, 3.
Those voting in the affirmative were:
Allen of the Sixth district, Allen of the Twenty-first, Brennan, Car-
rington, Clardy, Cunningham, Faris, Farnsworth, Greer, Johnston, Mer-
rick, Moyle, Peery, Pfaff, Rathbun, Scott, Stanley, Wallace, Wimberly
and Mr. Speaker.
Those voting in the negative were:
McDaniel, Ozmun and Ormsbee.
So the motion prevailed and
House Bill No. 2
Was made special order for March 4, 10 a. m.
On motion House went into Committee of the Whole on bills on the
calendar, with Mr. Cunningham in the chair.
At 4:50 committee arose and reported as follows:

Mr Speaker:

Your Committee of the Whole House have had under consideration
House Bill No. 52

And recommend that the substitute reported by the Committee on Judiciary do pass. Also

House Bill No. 4

And recommend that it do pass. Also

House Bill No. 9

And recommend that it do not pass.

House Bill No. 81

Report progress.

Mr. Cunningham moved

That House Bill No. 3

House Bill No. 10,

House Bill No. 12,

House Bill No. 14,

House Bill No. 15,

House Bill No. 16,

House Bill No. 20,

House Bill No. 21,

House Bill No. 22,

House Bill No. 23,

House Bill No. 39,

House Bill No. 43,

House Bill No. 44,

House Bill No. 61,

House Bill No. 80,

Be placed at foot of calendar.

The roll being called there were:

Yeas, 17.

Nays, 0.

Those voting in the affirmative were:

Allen of the Twenty-first district, Brennan, Carrington, Clardy, Cunningham, Farnsworth, Johnston, McDaniel, Merrick, Ozmun, Ormsbee, Peery, Pfaff, Scott, Wallace, Wimberly and Mr. Speaker.

So the motion prevailed and the bills were ordered to foot of calendar.

Moved that the report of the committee on

Council Bill No. 83

Be adopted.

Motion carried.

Moved that the rules be suspended and that

Council Bill No. 83

Be considered engrossed, read third time and placed upon its passage.

The roll being called there were:

Yeas, 15.

Nays, 8.

Those voting in the affirmative were:

Allen of the Sixth district, Allen of the Twenty-first, Brennan, Carrington, Cunningham, Faris, Farnsworth, Johnston, McDaniel, Ormsbee, Pfaff, Scott, Stone, Wallace and Mr. Speaker.

Those voting in the negative were:

Clardy, Greer, Merrick, Moyle, Ozmun, Peery, Stanley and Wimberly.

Absent and not voting:

Beaty, Rathbun and Stovall.

So the rules were suspended and

Council Bill No. 83

Was placed upon its passage.

Read in full by Clerk.

The question being

Shall Council Bill No. 83 pass?

Roll being called it was found that no quorum was present, so on motion

House adjourned.

P. O. CASSIDY,
Chief Clerk.

FIFTY-SECOND DAY.

GUTHRIE, O. T., March 2, 1893.

House met pursuant to adjournment.

Roll call found all members present.

Prayer by the Chaplain.

Journal read.

Mr. Ormsbee moved

To approve the Journal as read.

Mr. Beaty moved

That that portion of the Journal referring to suspension of the rules to read

Council Bill No. 83

Third time and place it upon its passage, be expunged from the record.

Mr. Brennan demands

The previous question on the motion.

The roll being called there were:

Yeas, 14.

Nays, 8.

Those voting in the affirmative:

Allen of Twenty-first district, Brennan, Cunningham, Farnsworth, Johnston, McDaniel, Ormsbee, Pfaff, Rathbun, Scott, Stone, Wallace, Wimberly and Mr. Speaker.

Those voting in the negative:

Beaty, Clardy, Faris, Moyle, Ozmun, Peery, Stanley and Stovall.

Absent and not voting:

Allen of Sixth district, Carrington, Greer and Merrick.

So the motion prevailed and the previous question was ordered

On the motion to expunge from the record all portions referring to a suspension of rules to consider

Council Bill No. 83.

The roll being called there were:

Yeas, 11.

Nays, 14.

Those voting in the affirmative were:

Beaty, Clardy, Faris, Greer, Merrick, Moyle, Ozmun, Peery, Stanley, Stovall and Wimberly.

Those voting in the negative:

Allen of Sixth district, Allen of Twenty-first district, Brennan, Cunningham, Farnsworth, Johnston, McDaniel, Ormsbee, Pfaff, Rathbun, Scott, Stone Wallace and Mr. Speaker.

So the motion was lost.

Mr. Cunningham moved

That the Journal be approved as read.

The roll being called there were:

Yeas, 14.

Nays, 12.

Those voting in the affirmative:

Allen of Sixth district, Allen of Twenty-first district, Brennan, Cunningham, Farnsworth, Johnston, McDaniel, Ormsbee, Pfaff, Rathbun, Scott, Stone, Wallace and Mr. Speaker.

Those voting in the negative:

Beaty, Carrington, Clardy, Faris, Greer, Merrick, Moyle, Ozmun, Peery, Stanley, Stovall, Wimberly.

So the motion prevailed and the Journal was approved as read.

Council Bill No. 83

Was then placed upon its passage.

Shall the bill pass?

The roll being called there were:

Yeas, 14.

Nays, 6.

Those voting in the affirmative:

Allen of Sixth district, Allen of Twenty-first district, Brennan, Cunningham, Farnsworth, Johnston, McDaniel, Merrick, Ormsbee, Pfaff, Rathbun, Scott, Stone and Mr. Speaker.

Those voting in the negative:

Carrington, Clardy, Faris, Moyle, Peery and Wimberly.

Those absent and not voting:

Beaty, Greer, Moyle, Ozmun, Stanley and Wallace.

So Council Bill No. 83

Passed and the title was agreed to.

Mr. Faris explained his vote as follows:

Mr. Speaker:

I explain my vote. I am in favor of the bill, but I can't vote for it unless a fair count and a fair vote is had. I vote no.

J. M. FARIS.

Mr. Peery explains his vote as follows:

The rules of this House have never been suspended and I do not consider the bill properly upon its passage. I vote no under protest.

D. W. PEERY.

Mr. Carrington explained his vote as follows:

Mr. Speaker:

Believing it to be detrimental to good legislation to force measures through without due consideration, though a friend to the bill, I therefore vote no.

CARRINGTON.

Explanation of Merrick's vote:

This bill has been considered in the Council of statesmen, men who are aspirants for high political positions, and the bill was passed by said House, as I believe, for political purposes, believing that it would be killed in this House and that this House should shoulder the responsibility of killing a bill based upon morals and against a moral evil. While the bill is unconstitutional in many of its provisions and has many incongruities, and being prevented by the vote of this House and the ruling of the Speaker from having any opportunity to amend the bill or discuss its merits or demerits, I will not be forced thereby to go upon record voting for a moral evil. Therefore I vote aye.

Mr. Greer files the following protest:

The rules having been suspended on a vote of 15 to 8, when the law on the Statutes declare a two-thirds vote necessary, which would require 16 in the affirmative. Rule 49 says no bill shall be placed on third reading until referred to the Committee of the Whole, except when the rules are suspended as provided in rule 43, which requires a two-thirds vote; the bill has been juggled to third reading arbitrarily and unlawfully, without ever having been subject to amendment or ever having been considered by this house. The members, therefore, have been thrall'd and thrall'd by members who have openly declared themselves against

the bill, and who now vote "aye" for the purpose of reconsideration of this bill for purposes which will be revealed later on to the satisfaction of the people. I refuse to vote on a measure I have had no chance in this House to consider or amend—A bill thrust to passage by choking off all the rights of members and a trampling under foot of all the rules of this House and the Statutes as well. I ask that the fact that I did not vote and these reasons why, be recorded.

Mr. Cunningham moved
To adjourn.

Roll call showed:

Yeas, 12.

Nays, 14.

Those voting in the affirmative:

Allen of Sixth district, Allen of Twenty-first district, Brennan, Cunningham, Farnsworth, McDaniel, Ormsbee, Pfaff, Rathbun, Scott, Stone and Mr. Speaker.

Those voting in the negative:

Beaty, Carrington, Clardy, Faris, Greer, Johnston, Merrick, Moyle, Ozmun, Peery, Stanley, Stovall, Wallace and Wimberly.

So the motion was lost.

Regular order of business.

Reports of Committees:

Committee on Appropriations reported as follows:

Mr. Speaker:

Your Committee on Appropriations, having had
House Bill No. 149

Under consideration, instruct me to report the same back to the House and recommend that the same do pass.

J. K. ALLEN,
Chairman Committee.

GUTHRIE, March 2, 1893.

Mr. Speaker.

Your Committee on Appropriations having had
House Bill No. 118

Under consideration instruct me to report the same back to the House with the recommendation that it do pass.

J. K. ALLEN,
Chairman.

Moved to reject report of committee.

The roll being called there were:

Yeas, 8.

Nays, 14.

Those voting in the affirmative were:

Clardy, Cunningham, Farnsworth, Greer, McDaniel, Ormsbee, Scott, and Stone.

Those voting in the negative were:

Allen of Sixth district, Allen of Twenty-first district, Brennan, Carrington, Faris, Johnston, Moyle, Pfaff, Rathbun, Stanley, Stovall, Wallace, Wimberly and Mr. Speaker.

So the motion to reject report was lost.

Committee on Appropriations reported as follows:

Majority report.

Mr. Speaker.

We, your Committee on Appropriations having had

House Bill No. 139

Under consideration beg leave to report that it do pass.

J. K. ALLEN,
Chairman.

Minority report.

GUTHRIE, March, 2, 1893.

Mr. Speaker,

Your Committee on Appropriations having had

House Bill No. 139

Under consideration beg leave to report the same back to the House with the recommendation that it do not pass.

J. C. CARRINGTON.
GUTHRIE, March 2, 1893.

Mr. Speaker:

Your Committee on Banks and Banking having had

House Bill No. 123

Under consideration, beg leave to report the same back to the House with the recommendation that it do pass.

J. M. STOVALL,
Chairman.

GUTHRIE, O. T., March 2, 1893.

Mr. Speaker:

Your Committee on Elections and Legislative Apportionment having had

House Bill No. 142

Under consideration instruct me to report the same back to the House with the recommendation that it do not pass, for the reason that

Substitute for House Bill No. 65

Contains the same subject matter and has precedence of this bill.

J. C. CARRINGTON,
Chairman.

On motion,

The report was adopted.

GUTHRIE, O. T., March 2, 1893.

Mr. Speaker:

Your Committee on Banks and Banking having had the following bill,

House Bill No. 123,

Under consideration, introduce the same and recommend its passage.

J. M. STOVALL,
Chairman.

Resolutions laid over.

House Joint Resolution No. 8

Read and placed upon its passage.

The roll being called there were:

Yeas, 5.

Nays, 15.

Those voting in the affirmative were:

Allen of Twenty-first district, Brennan, Clardy, Wimberly and Mr. Speaker.

Those voting in the negative were:

Allen of Sixth district, Cunningham, Faris, Farnsworth, Greer, Johnston, Merrick, Ozmun, Ormsbee, Peery, Pfaff, Rathbun, Scott, Stanley, and Wallace.

So the Resolution was not adopted.

Introduction of bills.

Mr. Stovall introduced

House Bill No. 151, relating to banks and banking.

Read first time.

Mr. Cunningham introduced

House Bill No. 158, relating to apportionment of legislative districts.

Read first time.

On motion,

House adjourned.

AFTERNOON SESSION.

Roll call found a quorum present.

Mr. Beaty moved

To suspend the rules and consider

House Bill No. 34

Engrossed, read third time and be placed upon its passage.

The roll being called there were:

Yeas, 17.

Nays, 6.

Those voting in the affirmative were:

Beaty, Carrington, Clardy, Cunningham, Faris, Farnsworth, Greer, Johnston, Merrick, Moyle, Ozmun, Ormsbee, Pfaff, Scott, Stovall, Wallace, and Wimberly.

Those voting in the negative were:

Allen of Twenty-first district, Brennan, McDaniel, Rathbun, Stone and Mr. Speaker.

So the rules were suspended and

House Bill No. 34

Was placed upon its passage.

The question being,

Shall the bill pass?

The roll being called there were:

Yeas, 15.

Nays, 11.

Those voting in the affirmative were:

Beaty, Clardy, Cunningham, Greer, Johnston, Merrick, Moyle, Ozmun, Ormsbee, Peery, Scott, Stanley, Stovall, Wallace, and Wimberly.

Those voting in the negative were:

Allen of Sixth district, Allen of Twenty first district, Brennan, Carrington, Faris, Farnsworth, McDaniel, Pfaff, Rathbun, Stone, Mr. Speaker.

So House Bill No. 34

Passed and the title was agreed to.

R. C. Brennan explains his vote by stating that under the homestead laws no one could mortgage and hold his claim. Under the homestead law they can be contested and loose their claim. I vote no.

Mr. Cunningham explains his vote:

Mr. Speaker.

I desire to explain my vote. In obedience to the instructions contained in the following resolution, viz:

A resolution as unanimously adopted which is as follows:

Be it resolved, That the board of trade do unanimously request and urge our Senators and Representatives in the legislature now in session to secure the repeal of the provision of our laws which prohibits the mortgaging of eighty acres of the homestead, and the provision which requires the mortgagee to pay a tax on the mortgage. We believe the best interests of all the people will be advanced by allowing the freest use of every man owning property and by giving the borrower of money the largest means and exercise of his own property as a security with which to borrow money in the money markets. This board, having in its membership representatives of all trades and business who come in daily contact with the people of the entire country, and the members having had a thorough discussion of this subject, believes it the sentiment of a considerable majority of the people of both city and country that the eighty acre mortgage prohibition be repealed.

I vote aye.

Mr. Greer explains his vote as follows:

Mr. Speaker:

My judgment is against the passage of this bill and I have expressed my views in this house against it; but I am not representing Greer, having been sent here to represent the people. Two-thirds of the voters of my district have petitioned me to vote for the bill; many farmers have done likewise, and the following resolution passed unanimously by the Guthrie board of trade has been handed to me.

Be it resolved, That the board of trade do unanimously request and urge our Senators and Representatives in the legislature now in session to secure the repeal of the provision of our laws which prohibits the mortgaging of eighty acres of the homestead and the provision which requires the mortgagee to pay the tax on the mortgage. We believe the best interests of all the people will be advanced by allowing the freest use of every man owning property and by giving the borrower of money the largest means and exercise of his own property as a security with

which to borrow money in the money markets. This board, having in its membership representatives of all trades and business who come in daily contact with the people of the entire country, and the members having had a thorough discussion of this subject, believes it the sentiment of a considerable majority of the people of both city and country that the eighty acre mortgage prohibition be repealed."

It is evident that the will of my constituency rather than my personal judgment should prevail, so I vote "aye" and leave time to demonstrate whether freer mortgage laws are a benefit or a detriment to Oklahoma.

FRANK H. GREER.

Mr. Stone explains his vote.

Mr. Speaker:

I believe that on account of the low price of farm products and the scarcity of money since the law was passed allowing claim-holders to commute, that three-fourths of the people of the northern portion of this Territory would have yielded to the temptation of borrowing money on their claims if we had not the law in our Statute exempting 80 acres of the homestead, thereby giving nearly \$300 for the privilege of the use of \$700 or \$800, besides the yearly interest, and subjecting our homes to high taxation, therefore I think the present 80 acres exemption law is the savior of the homes of the people.

I vote "no."

Mr. Allen explains his vote.

Believing that the passage of this bill is the death stroke to free homes in Oklahoma and that it was instigated by money loaners and against the general welfare of this Territory, I desire to vote no.

J. K. ALLEN.

Mr. Waggoner explains his vote.

GUTHRIE, O. T., March 2, 1893.

Believing the repeal of the law exempting the 80 acres of the homestead from execution and mortgage to be a detriment to the citizens of the Territory and in the interest and for the benefit of loan companies and banking institutions, I vote no.

T. R. WAGGONER.

Mr. Wallace explains his vote.

Mr. Speaker:

I wish to explain my vote. I believe a majority of the people of this Territory are not in favor of repealing this law, and taking into consideration the new land that will soon have to be paid for, I think it will be best for the people of the Territory, or the greatest number of them at least, to repeal the homestead exemption law. After giving this bill due consideration I vote yes, which I believe to be the best interest of the people.

D. J. WALLACE.

Mr. Ormsbee explains his vote.

I desire to explain my vote by saying I am at all times and under all circumstances resolutely opposed to legislation which unnecessarily restricts the individual right. I therefore vote aye.

T. ORMSBEE.

Mr. Greer moved
 To suspend the rules and consider
 House Bill No. 4 and
 House Bill No. 52
 Engrossed, read a third time and placed upon its passage.

The roll being called there were:

Yeas, 14.

Nays, 5.

Those voting in the affirmative were:

Allen of the Sixth district, Allen of the Twenty-first, Brennan, Car-
 rington, Clardy, Cunningham, Greer, Johnston, Merrick, Moyle, Orms-
 bee, Stone, Wallace and Mr. Speaker.

Those voting in the negative were:

Beaty, Farnsworth, Peery, Pfaff and Scott.

So the rules were suspended and

House Bill No. 4 and

House Bill No. 52

Were placed upon their passage.

The question then being

Shall House Bill No. 52 pass?

The roll call showed:

Yeas, 14.

Nays, 5.

Those voting in the affirmative were:

Allen of the Sixth district, Allen of the Twenty-first, Brennan, Car-
 rington, Clardy, Cunningham, Greer, Johnston, Merrick, Moyle, Orms-
 bee, Stone, Wallace and Mr. Speaker.

Those voting in the negative:

Beaty, Farnsworth, Peery, Pfaff and Scott.

So House Bill No. 52 passed

And the title was agreed to.

Messages from Governor:

EXECUTIVE DEPARTMENT,
 GUTHRIE, O. T., March 2, 1893.

*To the Speaker and Members of the House of Representatives, Guthrie,
 Oklahoma.*

GENTLEMEN—Having considered and approved

House Bill No. 58

I have this day, at 10:20 o'clock a. m., caused the same to be deliv-
 ered to the Secretary of Territory, according to law.

Very respectfully,

A. J. SEAY, Governor.

GUTHRIE, O. T., March 1, 1893.

*To the Speaker and Members of the House of Representatives, Guthrie,
 Oklahoma:*

GENTLEMEN—Having considered and approved

House Concurrent Resolution No. 2,

I have this day, at 4:40 p. m. caused the same to be delivered to the
 Secretary of the Territory. according to law.

Very respectfully,

A. J. SEAY, Governor.

GUTHRIE, O. T., March 1, 1893.

To the Speaker and Members of the House of Representatives, Guthrie, Oklahoma:

GENTLEMEN—Having been informed that
House Joint Resolution No. 4

Has been ordered withdrawn, for the purpose of making some changes and amendments, I herewith return to you the resolution in pursuance of said order of withdrawal.

Very respectfully,
A. J. SEAY, Governor.

Messages from Council:

GUTHRIE, O. T., March 2, 1893.

Mr. Speaker.

I am directed by the Council to transmit to your honorable body
Council Bill No. 14,
Substitute for
Council Bill No. 79,

Which the Council has passed and respectfully ask your concurrence therein.

J. C. HOFIUS,
Chief Clerk.

GUTHRIE, O. T., March 2, 1893.

Mr. Speaker:

I am directed by the Council to transmit to your honorable body
Council Joint Resolution No. 8,
Which the Council has adopted, and ask your concurrence therein.

J. C. HOFIUS,
Chief Clerk.

GUTHRIE, O. T., March 2, 1893.

Mr. Speaker:

I am directed by the Council to transmit to your honorable body
House Concurrent Resolution No. 14,
Which the Council has concurred in.

J. C. HOFIUS,
Chief Clerk.

GUTHRIE, March 1, 1893.

Mr. Speaker:

I am directed by the Council to transmit to your honorable body
House Substitute for
Council Bill No. 14,
Council Bill No. 33 and
House Bill No. 79,

Which the President has signed, for the signature of the Speaker of the House.

J. C. HOFIUS,
Chief Clerk.

GUTHRIE, O. T. March 1, 1893.

Mr. Speaker:

I am directed by the Council to transmit to your honorable body
House Concurrent Resolution No. 11,

House Concurrent Resolution No. 12 and
House Concurrent Resolution No. 13,
Which the President of the Council has signed, for the signature of
the Speaker of the House.

J. C. HOFIUS,
Chief Clerk.

House Bill No. 4,
Being then placed upon its passage the question was:
Shall House Bill No. 4 pass?

The roll being called there were:

Yeas, 19.

Nays, 2.

Those voting in the affirmative:

Allen of Sixth district, Allen of Twenty-first district, Clardy, Cunningham, Faris, Farnsworth, Greer, Johnston, McDaniel, Merrick, Moyle, Ormsbee, Peery, Pfaff, Scott, Stanley, Stone, Wallace and Mr. Speaker.

Those voting in the negative:

Brennan and Rathbun.

Absent and not voting:

Beaty, Carrington, Stovall, Wimberly and Ozmun.

So House Bill No. 4 passed and the title was agreed to.

Mr. Beaty moved

To suspend rules, consider

House Bill No. 62 and

House Bill No. 63

Engrossed, read a third time and placed upon its passage.

The roll being called there were:

Yeas, 18.

Nays, 4.

Those voting in the affirmative:

Allen of Twenty-first district, Beaty, Carrington, Clardy, Cunningham, Farnsworth, Greer, Johnston, McDaniel, Merrick, Moyle, Ormsbee, Pfaff, Scott, Stanley, Stone, Wallace and Mr. Speaker.

Those voting in the negative:

Allen of Sixth district, Peery, Rathbun and Wimberly.

Absent and not voting:

Brennan, Faris, Ozmun and Stovall.

So the rules were suspended and

House Bill No. 62 and

House Bill No. 63

Were read a third time and placed upon their passage.

House Bill No. 62

Was then placed upon its passage, the question being

Shall the bill pass:

The roll being called there were:

Yeas, 19.

Nays, 4.

Those voting in the affirmative:

Allen of Twenty-first district, Beaty, Brennan, Carrington, Clardy,

Cunningham, Farnsworth, Greer, Johnston, McDaniel, Merrick, Moyle, Ozmun, Ormsbee, Pfaff, Scott, Stanley, Stone and Wallace.

Those voting in the negative:

Allen of Sixth district, Peery, Wimberly and Mr. Speaker.

Not voting:

Rathbun, excused; Faris, excused; Stovall,

So House Bill No. 62

Passed and the title was agreed to.

Mr. Stone explained his vote.

Not being an attorney at law I am compelled to decide upon this question without having the time or privilege of examining this bill, but as I have much confidence in the committee that carefully considered this bill, and hearing from many good lawyers that the Kansas code is good and applicable in this Territory, and as our code of civil procedure is pronounced by all learned men as incomplete, therefore I vote "yes."

House Bill No. 63

Was then read a third time and placed upon its passage.

The question being

Shall the bill pass?

The roll being called there were:

Yeas, 18.

Nays, 3.

Those voting in the affirmative were:

Allen of the Twenty-first district, Beaty, Brennan, Carrington, Clardy, Cunningham, Farnsworth, Greer, Johnston, McDaniel, Merrick, Moyle, Ozmun, Ormsbee, Pfaff, Stanley, Stone and Wallace.

Those voting in the negative:

Allen of the Sixth district, Wimberly and Mr. Speaker.

Absent and not voting:

Rathbun and Faris, excused; Scott, Stovall and Peery.

So House Bill No. 63 passed

And the title was agreed to.

On motion House went into Committee of the Whole for the consideration of bills on the calendar, with Mr. Cunningham in the chair.

At 6 o'clock p. m. committee arose and through its chairman reported as follows.

Your committee have had under consideration

House Bill No. 87

And recommend that it be reterred to Committee on Judiciary. Also

House Bill No. 81

And report it back to the House with the recommendation that it do pass. Also

House Bill No. 51

And report it back to the House with the recommendation that it do not pass. Also

Council Bill No. 22

And recommend that it do pass. Also

House Bill No. 88,

Which the committee amended, and as amended recommend that it do pass. Also

Council Bill No. 53,

On which we report progress.

Report adopted.

At 5 o'clock p. m. the following resolutions and bills, which had passed both houses of the Legislative Assembly, were sent to the Governor for his approval:

House Substitute for Council Bill No. 14.

House Concurrent Resolution No. 13.

Council Concurrent Resolution No. 12.

House Concurrent Resolution No. 14.

House Concurrent Resolution No. 12.

House Concurrent Resolution No. 11.

House Joint Resolution No. 4.

Council Bill No. 33.

Messages from Council.

Mr. Speaker:

I am directed by the Council to transmit to your honorable body

Council Bill No. 121,

Which the Council has passed and respectfully ask your concurrence therein.

Respectfully,

J. C. HOFIUS,
Chief Clerk.

Mr. Speaker:

I am directed by the Council to transmit to your honorable body

House Concurrent Resolution No. 14 and

House Concurrent Resolution No. 12,

Which the President has signed, for the signature of the Speaker.

Respectfully yours,

J. C. HOFIUS,
Chief Clerk.

On motion the House adjourned until 7:30 p. m.

EVENING SESSION.

Roll call found quorum present.

On motion House went into Committee of the Whole, with Mr. Cunningham in the chair, for the consideration of bills on the calendar.

At 8:30 p. m. committee arose and reported as follows:

We have had

House Bill No. 53

Under consideration and amended the same, and as amended recommend that it do pass.

We have had
House Bill No. 84
Under consideration and recommend that it do pass.

We have had
House Bill No. 114
Under consideration and on it report progress.

Report adopted.

Mr. Peery moved
To go into Committee of the Whole for the consideration of
House Bill No. 115,
House Bill No. 75 and
Council Bill No. 94.

Mr. Johnston moved
To amend Mr. Peery's motion by including
House Bill No. 14.

Motion carried.

The roll being called on Mr. Peery's motion,
To go into Committee of the Whole, as amended,
There were:

Yeas, 15,

Nays, 7.

Those voting in the affirmative were:

Allen of the Twenty-first district, Beaty, Brennan, Farnsworth, Greer,
Merrick, Moyle, Peery, Pfaff, Rathbun, Scott, Stovall, Stone, Wimberly,
and Mr. Speaker.

Those voting in the negative were:

Carrington, Clardy, Cunningham, Faris, Johnston, Ormsbee and Wallace.

So the motion prevailed and House went into Committee of the Whole with Mr. Peery in the chair.

At 10 o'clock committee arose and reported as follows:

Mr. Speaker:

Your Committee of the whole House having had under consideration
House Bill No. 75,

Report progress and ask leave to sit again.

On motion the report was adopted

And on motion

The House adjourned.

P. O. CASSIDY,
Chief Clerk.

FIFTY-THIRD DAY.

GUTHRIE, March 3, 1893.

House met pursuant to adjournment.

Roll call found all members present.

Prayer by the Chaplain.

On motion,

The reading of the Journal was dispensed with.

Regular order.

Unfinished business.

Under this head

Council Joint Resolution No. 8

Was taken up.

Mr. Cunningham moved

To suspend the rules and adopt

Council Joint Resolution No. 8.

The roll being called there were:

Yeas, 24.

Nays, 0.

Those voting in the affirmative were:

Allen of Sixth district, Allen of Twenty-first district, Brennan, Carrington, Clardy, Cunningham, Faris, Farnsworth, Greer, Johnston, McDaniel, Moyle, Ozmun, Ormsbee, Peery, Pfaff, Rathbun, Scott, Stanley, Stovall, Stone, Wallace, Wimberly and Mr. Speaker.

Those voting in the negative were: None.

Not voting:

Beaty and Merrick.

So the rules were suspended and

Council Joint Resolution No. 8

Was placed upon its passage.

The Council Joint Resolution No. 8

Being read in full, the question was:

Shall the resolution pass?

The roll being called there were.

Yeas, 23.

Nays, 0.

Those voting in the affirmative:

Allen of Sixth district, Allen of Twenty-first district, Brennan, Clardy, Cunningham, Faris, Farnsworth, Greer, Johnston, McDaniel, Merrick, Ormsbee, Peery, Plaff, Rathbun, Scott, Stanley, Stovail, Stone, Wallace, Wimberly and Mr. Speaker.

Those voting in the negative were: None.

So Council Joint Resolution No. 8

Was adopted.

Reports of Committees.

Committee on Judiciary.

Mr. Speaker:

Your Committee on Judiciary having had under consideration
House Bill No. 155,

Being an act relating to appeals in criminal cases to the Supreme Court, beg leave to report the same back with the recommendation that it do pass.

T. ORMSBEE,
Chairman Committee.

Committee on Municipal Corporations.

Mr. Speaker:

Your Committee on Municipal Corporations have had under consideration

House Bill No. 40

And recommend that the same do pass.

D. W. PEERY,
Chairman.

County and Township Organization.

Mr. Speaker:

Your Committee on County and Township Organizations having had
House Bill No. 108

Under consideration, beg leave to report the same back to the House and recommend that it do pass.

J. H. BEATY,
Chairman.

Railroads and Private Corporations.

Mr. Speaker:

Your Committee on Railroads and Private Corporations having had
Council Bill No. 71

Under consideration, beg leave to report the same back to the House and recommend that it do pass.

J. H. BEATY,
Chairman.

Introduction of bills.

Mr. Allen of Sixth district introduced

House Bill No. 159,

An act to locate an asylum for the insane.

Read first time.

Mr. Brennan, by request, introduced
House Bill No. 160,
An act to locate a Territorial normal school at Dover.
Read first time.

Mr. Allen of Twenty-first district introduced
Substitute for House Joint Resolution No. 4.

Mr. Greer moved
To suspend the rules and adopt the resolution.

The roll being called there were:

Yeas, 17.

Nays, 0.

Those voting in the affirmative were.

Allen of Sixth district, Allen of Twenty-first district, Brennan, Carrington, Clardy, Cunningham, Greer, McDaniel, Merrick, Moyle, Peery, Pfaff, Rathbun, Scott, Stovall, Stone, Wallace and Mr. Speaker.

Absent and not voting:

Beaty, Faris, Farnsworth, Johnston, Ozmun, Ormsbee and Stanley.

So the rules were suspended and
Substitute for House Joint Resolution No. 4
Was placed upon its passage.

The resolution was then read.

The question being:

Shall the resolution pass?

The roll being called there were:

Yeas, 17.

Nays, 2.

Those voting in the affirmative were:

Allen of Sixth district, Allen of Twenty-first district, Brennan, Carrington, Clardy, Cunningham, Faris, Greer, Johnston, McDaniel, Moyle, Pfaff, Rathbun, Scott, Stovall, Wallace and Mr. Speaker.

Those voting in the negative were:

Beaty and Stone.

Absent and not voting:

Farnsworth, Merrick, Ozmun, Ormsbee, Peery, and Stanley.

So the Substitute for House Joint Resolution No. 4
Was adopted.

Mr. Cunningham moved
That Rule No. 67, so far as
House Bill No. 114
Is concerned, be suspended.

The roll being called there were:

Yeas, 17.

Nays, 2.

Those voting in the affirmative were:

Allen of Sixth district, Carrington, Clardy, Cunningham, Faris, Farnsworth, Greer, Johnston, Merrick, Moyle, Ormsbee, Pfaff, Scott, Stovall, Stone, Wallace and Mr. Speaker.

Those voting in the negative were:

Rathbun and Stanley.

So the Rules were suspended so far as
House Bill No. 114
Was concerned.

On motion,
House went into Committee of the Whole on bills on the Calendar.

At 12:10 o'clock p. m. the Committee arose and, through its chairman,
reported as follows:

Mr. Speaker:

The Committee of the Whole House having had under consideration
House Bill No. 114

Recommend that it do pass.

We also had under consideration

House Bill No. 75

And on that bill report progress and ask leave to sit again.

Both reports were adopted.

On motion,
House adjourned.

AFTERNOON SESSION.

Roll call found all members present.

Bills on their passage.

Moved that the rules be suspended and

House Bill No. 81

Be considered engrossed, read third time by title and placed upon its
passage.

The roll being called there were:

Yeas, 19.

Nays, 2.

Those voting in the affirmative were:

Allen of Sixth district, Allen of Twenty-first district, Brennan, Carrington, Clardy, Cunningham, Faris, Farnsworth, Greer, Johnston, Merrick, Moyle, Ormsbee, Peery, Pfaff, Scott, Stovall, Stone and Wallace.

Those voting in the negative were:

Rathbun and Mr. Speaker.

Not voting:

Beaty, McDaniel, Ozmun, Stanley, and Wimberly.

So the rules were suspended and

House Bill No. 81

Was placed upon its passage.

The bill was then read a third time and placed upon its passage.

Shall the bill pass?

The roll being called there were:

Yeas, 19.

Nays, 2.

Those voting in the affirmative:

Allen of Sixth district, Allen of Twenty-first district, Carrington, Clardy, Cunningham, Faris, Farnsworth, Greer, Johnston, Merrick, Moyle, Ormsbee, Peery, Pfaff, Scott, Stovall, Stone, Wallace and Mr. Speaker.

Those voting in the negative:

Brennan and Rathbun.

Absent and not voting:

Beaty, McDaniel, Ozmun, Stanley and Wimberly.

So House Bill No. 81

Passed and the title was agreed to.

Moved to suspend the rules and consider

Council Bill No. 22,

House Bill No. 88,

Council Bill No. 53 and

House Bill No. 84

Engrossed, read a third time by title and placed upon their passage.

The roll being called there were:

Yeas, 20.

Nays, 0.

Those voting in the affirmative:

Allen of Sixth district, Allen of Twenty-first district, Brennan, Carrington, Clardy, Cunningham, Faris, Farnsworth, Johnston, Merrick, Moyle, Ormsbee, Peery, Pfaff, Rathbun, Scott, Stovall, Stone, Wallace and Mr. Speaker.

Absent and not voting:

Beaty, Greer, McDaniel, Ozmun, Stanley and Wimberly.

So the rules were suspended and

Council Bill No. 22,

Council Bill No. 53,

House Bill No. 88 and

House Bill No. 84

Were read a third time by title and placed upon their passage.

Shall Council Bill No. 22 pass?

The roll being called there were:

Yeas, 20.

Nays, 0.

Those voting in the affirmative:

Allen of Sixth district, Allen of Twenty-first district, Brennan, Carrington, Clardy, Cunningham, Faris, Farnsworth, Greer, Merrick, Moyle, Ormsbee, Peery, Pfaff, Rathbun, Stovall, Stone, Wallace, Mr. Speaker.

Absent and not voting:

Beaty, McDaniel, Ozmun, Scott, Stanley and Wimberly.

So Council Bill No. 22

Passed and the title was agreed to.

Shall House Bill No. 88 pass?

The roll being called there were:

Yeas, 18.

Nays, 3.

Those voting in the affirmative:

Allen of Sixth district, Beaty, Brennan, Carrington, Clardy, Cunningham, Faris, Greer, Johnston, Merrick, Moyle, Ormsbee, Peery, Pfaff, Rathbun, Stovall, Stone and Wallace.

Those voting in the negative:

Allen, of Twenty-first district, Farnsworth and Mr. Speaker.

Absent and not voting:

McDaniel, Ozmun, Scott, Stanley and Wimberly.

So House Bill No. 88

Passed and the title was agreed to.

Shall Council Bill No. 53 pass?

The roll being called there were:

Yeas, 19.

Nays, 0.

Those voting in the affirmative:

Allen of Sixth district, Allen of Twenty-first district, Beaty, Brennan, Carrington, Clardy, Cunningham, Farnsworth, Greer, Johnston, Merrick, Moyle, Ormsbee, Peery, Pfaff, Rathbun, Stovall, Stone, Mr. Speaker.

Those voting in the negative: None.

Absent and not voting:

Faris, McDaniel, Ozmun, Scott, Stanley, Wallace and Wimberly.

So Council Bill No. 53

Passed and the title was agreed to.

Shall House Bill No. 84 pass?

The roll being called there were:

Yeas, 21.

Nays, 0.

Those voting in the affirmative:

Allen of Sixth district, Allen of Twenty-first district, Beaty, Brennan, Carrington, Clardy, Cunningham, Faris, Farnsworth, Greer, Johnston, Merrick, Moyle, Ormsbee, Peery, Pfaff, Rathbun, Stovall, Stone, Wallace and Mr. Speaker.

Absent and not voting:

McDaniel, Ozmun, Scott, Stanley and Wimberly.

So House Bill No. 84

Passed and the title was agreed to.

Moved that the chairman of the Ways and Means Committee report to the House all bills in his possession relating to attorneys be reported back to the House with the recommendation that they be referred to the Judiciary Committee.

Motion carried.

Mr. Allen of the Sixth district moved

That rules be suspended and that all bills read first time be read second time and referred to proper committees.

The roll being called there were:

Yeas, 19.

Nays, 2.

Those voting in the affirmative were:

Allen of the Sixth district, Allen of the Twenty-first, Clardy, Cunningham, Faris, Farnsworth, Greer, Johnston, McDaniel, Merrick, Ormsbee, Peery, Pfaff, Rathbun, Stanley, Stovall, Stone, Wallace and Mr. Speaker.

Those voting in the negative:

Beaty and Brennan.

So the motion prevailed and it was so ordered.

House Bill No. 59

Was made a special order for 11 a. m. Tuesday.

The following bills were then read second time and referred to the committees named:

House Bill No. 160,
Public Lands and Public Buildings.

House Bill No. 159,
Public Lands and Public Buildings.

Council Bill No. 121,
Committee of the Whole House.

Council Bill No. 114,
Committee on Judiciary.

House Bill No. 157,
Banks and Banking.

House Bill No. 158,
Committee on Elections.

Council Bill No. 81,
Committee on Judiciary.

Council Bill No. 119,
Committee on Judiciary.

Council Bill No. 36,
Liquor Traffic.

Council Bill No. 50,
Public Lands and Public Buildings.

Moved that Rule 67 be suspended so far as it relates to the consideration of bills in Committee of the Whole House.

The roll being called there were:

Yeas, 21.

Nays, 1.

Those voting in the affirmative were:

Allen of the Twenty-first district, Beaty, Brennan, Carrington, Clardy, Cunningham, Farnsworth, Greer, Johnston, McDaniel, Merrick, Moyle, Ormsbee, Peery, Pfaff, Rathbun, Stanley, Stovall, Stone, Wallace and Wimberly.

Those voting in the negative were:

Mr. Speaker.

So the motion prevailed and Rule 67 was suspended.

On motion House went into Committee of the Whole to consider bills on the calendar, with Mr. Cunningham in the chair.

At 5:40 p. m. the committee arose and reported as follows:

Mr. Speaker:

The committee had under consideration

House Bill No. 75

And recommend that it do pass.

Having had under consideration

Council Bill No. 94,

Recommend that it do not pass.

Mr. Greer moved

That the report of the committee on

House Bill No. 75

Be amended by striking out the words "\$100" in the seventh section and inserting the words "\$25."

Mr. Peery moved

To amend the amendment by striking out section 7.

The roll being called there were:

Yeas, 14.

Nays, 8.

Those voting in the affirmative were:

Allen of the Sixth district, Allen of the Twenty-first, Brennon, Cunningham, Faris, Farnsworth, Greer, McDaniel, Merrick, Peery, Pfaff, Rathbun, Stovall and Mr. Speaker.

Those voting in the negative were:

Beaty, Carrington, Clardy, Johnston, Ormsbee, Stanley, Wallace and Wimberly.

So the amendment prevailed and the section was stricken out.

And the report of the committee on

House Bill No. 75,

As amended, was adopted.

Mr. Ormsbee moved

As a substitute for the report of the Committee of the Whole on

Council Bill No. 94

That Council Bill No. 94

Do pass.

Motion Lost.

So the report of the Committee of the Whole on

Council Bill No 94

Was adopted.

On motion House adjourned.

P. O. CASSIDY,
Chief Clerk.

FIFTY-FOURTH DAY.

GUTHRIE. O. T., March 4, 1893.

House met pursuant to adjournment.

Prayer by the Chaplain.

On motion,

The reading of the Journal was dispensed with.

Reports of Committees.

Ways and Means.

Mr. Speaker:

Your Committee on Ways and Means having had
Council Bill No. 90

Under consideration and report the same to the House that it be referred to the Committee of the Whole House.

R. C. BRENNAN.
Chairman.

Mr. Ormsbee moved

To amend the report of Committee by striking out the words "Committee of the Whole House" and insert in lieu thereof the words "Judiciary Committee."

Which motion prevailed and the bill was referred to the Judiciary Committee.

Public Lands and Public Buildings.

GUTHRIE, O. T., March 4, 1893.

Mr. Speaker.

Your Committee on Public Lands and Public Buildings having had
House Bill No. 159

Under consideration, instruct me to report the same back to the House and amend the same by inserting the words, "two thousand dollars," instead of "ten thousand dollars," wherever they occur in the bill, and recommend that the same do pass as amended.

J. K. ALLEN,
Chairman.

Mr. Ormsbee moved

As a substitute for the report, that the bill do not pass.

Moved that the substitute be laid on the table.

Motion carried.

And the report of the Committee was adopted.

Mr. Speaker:

Your Committee on Public Lands and Public Buildings having had Council Bill No. 50

Under consideration, instruct me to report the same back to the House with the recommendation that it do pass.

J. K. ALLEN,
Chairman Committee.

The report was adopted.

Municipal Corporations.

Majority report.

Mr. Speaker:

We, your Committee, having had

House Bill No. 148

Under consideration, beg leave to report that the bill do pass.

DAN W. PEERY, Chairman.
FRANK H. GREER,
JOHN PFAFF.

Minority report.

Mr. Speaker:

A minority of the Committee on

House Bill No. 148

Having considered the same and report the same back to the House with the recommendation that it do not pass, and in support of such report assign the following reasons, viz:

First. Because the passage of such a bill would have the same effect in Oklahoma as it had in Indiana, where a similar bill was passed, and resulted in every telephone in that state being taken out, and hundreds of miles of connecting lines abandoned, as they could only be maintained at a loss, and the bill was repealed by the next legislature.

Second. Because, as is evidenced by the number of subscribers which have been obtained in Guthrie and Oklahoma City, which includes a majority of the business men of both cities, the public sentiment is in favor of the construction of a system of telephone exchanges and connecting lines, and the passage of this bill will prevent such systems being established in this Territory.

Third. Because the maximum rate now proposed is lower than at any point in the state of Kansas or in Kansas City, Mo., and when the size of our cities and the large mileage of wire to be strung in proportion to the number of subscribers is considered, the passage of this bill would result in the prohibition of telephone service in Oklahoma.

HARPER S. CUNNINGHAM,
Member From Twenty-fourth District.

Message from the Council.

GUTHRIE, O. T., March 4, 1893.

Mr Speaker:

I am directed by the Council to transmit to your honorable body

House Bill No. 34,

In which the Council has concurred.

J. C. HOFIUS.
Chief Clerk.

Mr. Cunningham moved

That the minority report be substituted for the majority report.

The roll being called there were:

Yeas, 5.

Nays, 20.

Those voting in the affirmative:

Allen of Twenty-first district, Cunningham, McDaniel, Ormsbee and Mr. Speaker.

Those voting in the negative:

Allen of Sixth district, Beaty, Brennan, Carrington, Clardy, Faris, Farnsworth, Greer, Johnston, Merrick, Moyle, Ozmun, Peery, Pfaff, Rathbun, Stanley, Stovall, Stone, Wallace and Wimberly.

Absent and not voting: Scott.

So the motion did not prevail.

The question then being on the adoption of the majority report.

The roll being called there were:

Yeas, 21.

Nays, 4.

Those voting in the affirmative:

Allen of Sixth district, Allen of Twenty-first district, Beaty, Brennan, Carrington, Clardy, Faris, Farnsworth, Greer, Johnston, Merrick, Moyle, Ozmun, Peery, Pfaff, Rathbun, Stanley, Stovall, Stone, Wallace and Wimberly.

Those voting in the negative:

Cunningham, McDaniel, Ormsbee and Mr. Speaker.

Absent and not voting: Scott.

So the motion prevailed and the majority report was adopted.

Mr. Cunningham moved

That both majority and minority report be printed.

Motion lost.

Committee on Asylums and Public Charities.

Mr. Speaker.

We, your committee on Asylums and Public Charities, having had House Bill No. 138

Under consideration, have amended the same as follows:

In section 1, strike out "insane" and insert "deaf and dumb.

In section 2, line 1, strike out "insane" and insert "deaf and dumb."

In section 3, lines 3 and 7, strike out insane and insert "deaf and dumb."

In section 7, lines 2 and 10, strike out "insane" insert "deaf and dumb."

In section 9, strike out "will" and insert "shall."

In section 10, line 4, strike out "ten" and insert "five."

In section 10, lines 5 and 16, strike out "insane" and insert "deaf and dumb."

In section 11, line 7, strike out "insane" and insert "deaf and dumb."

In section 12, line 9, strike out "insane" and insert "deaf and dumb."

In section 13, line 2, strike out "insane" and insert "deaf and dumb."

And in the title strike out the word "insane" and insert "deaf and dumb."

And recommend that the bill do pass as amended.

Very respectfully,

D. C. FARNSWORTH,

W. B. STONE,

B. J. CLARDY.

Roads and Highways.

Mr. Speaker.

Your Committee on Roads and Highways, having had under consideration

House Bill No. 126 and

House Bill No. 120,

And recommend they do pass.

B. J. CLARDY.

Compensation of Public Officers.

Mr. Speaker.

Your Committee on Compensation of Public Officers, having had under consideration

House Bill No. 135,

House Bill No. 156,

Recommend they do pass. Recommend

House Bill No. 141

Do not pass.

B. J. CLARDY.

Report of committee on

House Bill No. 141 adopted.

Banks and Banking.

Mr. Speaker,

Your Committee on Banks and Banking, having had

House Bill No. 157

Under consideration, instruct me to report the same back to the House with the recommendation that it do pass.

J. M. STOVALL,
Chairman of Committee.

Mr. Speaker signed

House Bill No. 83.

Messrs. Beaty, Clardy and Peery presented the following protest to the signing of

House Bill No. 83

By the Speaker, and asked to have it entered upon the Journal, which was accordingly ordered.

Mr. Speaker:

We desire to protest against the Speaker signing

Council Bill No. 83,

For the reasons that said bill was illegally passed, all rules and Statutes governing the laws being violated and wholly disregarded for the purpose of passing said bill without members having any opportunity to have said bill read or to amend the same.

B. J. CLARDY,
J. H. BEATY,
D. W. PEERY.

House Bill No. 83

Was transmitted to the Governor at 4:50 o'clock p. m.

Message from Governor.

EXECUTIVE DEPARTMENT,
GUTHRIE, O. T., March 3, 1893.

To the Speaker and Members of the House of Representatives, Guthrie, Oklahoma.

GENTLEMEN—Having considered and approved

House substitute for Council Bill No. 14,

Council Bill No. 33,

House Concurrent Resolution No. 11 and

House Concurrent Resolution No. 12, also

House Concurrent Resolution No. 13,

I have this day, at 10:55 a. m., caused the same to be delivered to the Secretary of the Territory, according to law.

Very respectfully,
A. J. SEAY, Governor.

Message from Secretary of the Territory.

GUTHRIE, March, 3, 1893.

Hon. Speaker House Representatives of Oklahoma Territory, Guthrie, O. T.

DEAR SIR— I have the honor to herewith transmit to you a letter from the Vice-President of the United States, which will explain itself.

Yours respectfully,
ROBERT MARTIN,
Secretary Territory.

VICE-PRESIDENT'S CHAMBER,
WASHINGTON, February 28, 1893.

Hon. Robert Martin, Secretary Territory of Oklahoma, Guthrie, O. T.:

SIR—The Vice-President directs me to acknowledge the receipt of
Joint Resolution No. 5,
Joint Resolution No. 7 and
Concurrent Resolution No. 7

Of the first session of the Second Legislative Assembly of Oklahoma Territory and to inform you that the same have been laid before the senate and referred to appropriate committees.

Very respectfully,
W. T. BINGHAM,
Private Secretary.

Messages from Council.

GUTHRIE, March 4, 1893.

Mr. Speaker.

I am directed by the Council to transmit to your honorable body
Council Bill No. 83,

Which the President of the Council has signed, for the signature of the Speaker.

Respectfully,
J. C. HOFIUS,
Chief Clerk.

GUTHRIE, March 3, 1893.

Mr. Speaker:

I am directed by the Council to transmit to your honorable body
Council Bill No. 54,
Which the Council has passed and once transmitted to your honorable
body, and which was returned to the Council for no apparent reason.

Respectfully yours,
J. C. HOFIUS,
Chief Clerk.

GUTHRIE, March 3, 1893.

Mr. Speaker:

I am directed by the Council to request the return by your honorable
body to the Council of
House Concurrent Resolution No. 14.

Respectfully yours,
J. C. HOFIUS,
Chief Clerk.

Bills on their passage.

Motion to suspend rules, consider

House Bill No. 114

Engrossed, read third time by title and placed upon its passage.

The roll being called there were:

Yeas, 9.

Nays, 7.

Those voting in the affirmative were:

Allen of the Twenty-first district, Carrington, Clardy, Cunningham,
Johnston, Ormsbee, Peery, Wallace and Mr. Speaker.

Those voting in the negative were:

Brennan, Faris, Greer, Rathbun, Scott, Stanley and Stone.

Absent and not voting:

Allen of Sixth district, Farnsworth, McDaniel, Moyle, Ozmun, Pfaff,
Stovall and Wimberly.

So the motion to suspend the rules was lost.

Moved to suspend the rules, read

House Bill No. 114

By titles of articles.

Roll being called there were:

Yeas, 16.

Nays, 3.

Those voting in the affirmative were:

Allen of Twenty-first district, Carrington, Clardy, Cunningham, Farns-
worth, Greer, Johnston, McDaniel, Merrick, Ozmun, Ormsbee, Peery,
Pfaff, Stovall, Stone and Wallace.

Those voting in the negative were:

Allen of Sixth district, Rathbun and Mr. Speaker.

Absent and not voting:

Beaty, Brennan, Faris, Moyle, Scott, Stanley, and Wimberly.

So the motion prevailed and the bill was read by title of articles.

The question then being:

Shall House Bill No. 114 pass?

The roll being called there were:

Yeas, 13.

Nays, 9.

Those voting in the affirmative were:

Allen of Twenty-first district, Brennan, Carrington, Clardy, Cunningham, Greer, Johnston, McDaniel, Merrick, Ozmun, Ormsbee, Pfaff, and Wimberly.

Those voting in the negative were:

Allen of Sixth district, Faris, Farnsworth, Peery, Rathbun, Stanley, Stovall, Stone, and Mr. Speaker.

Absent and not voting:

Beaty, Moyle, Scott and Wallace.

House bill No. 114

Not having received a constitutional majority of the votes cast did not pass.

Mr. Stone explains his vote on

House Bill No. 114:

As the bill had never been read in the House, and as I voted for the passage of the bill in Committee of the Whole, believing it to be a good bill, I now vote "no" because I have learned that some of the friends of the bill are personally interested.

Mr. Peery moved

To reconsider the vote by which

House Bill No. 114

Was defeated.

The roll being called there were:

Yeas, 20.

Nays, 3.

Those voting in the affirmative were:

Allen of Twenty-first district, Beaty, Brennan, Carrington, Clardy, Cunningham, Greer, Johnston, McDaniel, Merrick, Ozmun, Ormsbee, Peery, Pfaff, Rathbun, Stovall, Stone, Wallace, Wimberly, Mr. Speaker.

Those voting in the negative were:

Allen of Sixth district, Faris and Stanley.

Absent and not voting:

Farnsworth, Moyle and Scott.

So the motion by which

House Bill No. 114

Was defeated was reconsidered.

On motion,

House adjourned.

AFTERNOON SESSION.

Roll call found all members present except:

Beaty, Clardy, Greer, Moyle, Ozmun, Scott, Stanley and Stovall,
Who reported subsequently.

Mr. McDaniel moved

To reconsider the vote by which the Committee of the Whole House
report on

Council Bill No. 94

Recommending that the bill do not pass was adopted.

The roll being called there were:

Yeas, 14.

Nays, 5.

Those voting in the affirmative were.

Allen of Twenty-first district, Brennan, Carrington, Cunningham,
Farnsworth, Johnston, McDaniel, Moyle, Ormsbee, Pfaff, Rathbun, Stone
Wallace and Mr. Speaker.

Those voting in the negative were:

Allen of the Sixth district, Beaty, Faris, Peery, and Wimberly.

Absent and not voting:

Clardy, Greer, Merrick, Ozmun, Scott, Stanley and Stovall.

So the vote was reconsidered.

Mr. Cunningham moved

To amend the report of the Committee so as to read that

Council Bill No. 94

Do pass.

Motion carried.

And the Clerk was instructed to recall

Council Bill No. 94

Back from the Council.

Mr. Greer moved

The following substitute for section 9, article 1 of
House Bill No. 114:

Section 9. The Secretary of the Territory is hereby made commis-
sioner of insurance, in addition to his other duties as Secretary.

Motion lost.

Mr. Pfaff moved,

As an amendment to section 23,

House Bill No. 114,

That all of said section after the word "by-laws" be stricken out.

Motion carried.

Mr. Allen of Sixth district moved
To strike from line 6 in section 23, article 2,
House Bill No. 114,
The word "corporations" and insert "insurance companies."
Motion carried.

Mr. Ormsbee moved
To strike out the enacting clause of
House Bill No. 114.

The roll being called there were:

Yeas, 2.

Nays, 15.

Those voting in the affirmative were:
Cunningham and Johnston.

Those voting in the negative were:

Allen of Sixth district, Allen of Twenty-first district, Beaty, Brennan, Carrington, Faris, Farnsworth, Greer, McDaniel, Peery, Pfaff, Rathbun, Stone, Wallace and Mr. Speaker.

Absent and not voting:

Clardy, Merrick, Moyle, Ozmun, Ormsbee, Scott, Stanley, Stovall and Wimberly.

So the motion did not prevail.

Mr. Greer moved

That House Bill No. 114

Be considered engrossed and passed to third reading.

Motion carried.

Mr. Allen of Twenty-first district moved

That House Bill No. 121

Be advanced to head of calendar, showing bills on second reading.

Motion carried.

On motion,

House resolved itself into Committee of the Whole House for the consideration of bills on the Calendar with Mr. Cunningham in the chair.

At 5:45 the Committee arose and reported as follows:

Mr. Speaker:

The Committee of the Whole House having had
House Bill No. 2

Under consideration, report as follows: While still considering section one the Committee became disorderly and the Speaker of the House took the chair and dissolved the Committee.

Mr. Beaty moved

To suspend the rules, consider

House Bill No. 2

Engrossed, read the same third time and placed upon its passage.

The roll being called there were:

Yeas, 16.

Nays, 1.

Those voting in the affirmative:

Allen of Sixth district, Allen of Twenty-first district, Beaty, Brennan,

Cunningham, Faris, Farnsworth, Greer, Johnston, Moyle, Ozmun, Peery, Pfaff, Rathbun, Wallace and Mr. Speaker.

Those voting in the negative: McDaniel.

Absent and not voting:

Carrington, Clardy, Merrick, Ormsbee, Scott, Stanley, Stovall, Stone and Wimberly.

So the motion prevailed and

House Bill No. 2,

Being read a third time, was placed upon its passage.

Shall the bill pass?

The roll being called there were:

Yeas, 14.

Nays, 5.

Those voting in the affirmative:

Allen of Sixth district, Allen of Twenty-first district, Beaty, Brennan, Cunningham, Faris, Farnsworth, Greer, Moyle, Peery, Pfaff, Rathbun, Wallace and Mr. Speaker.

Those voting in the negative:

Carrington, Johnston, McDaniel, Ozmun and Ormsbee.

Absent and not voting:

Clardy, Merrick, Scott, Stanley, Stovall, Stone and Wimberly.

So House Bill No. 2

Passed and the title was agreed to.

Mr. Ormsbee sent to the clerk's desk the following explanation of his vote on the passage of

House Bill No. 2,

And asked to have the same entered upon the Journal, which was so ordered.

Mr. Speaker:

I desire to explain my vote, and ask that this be placed upon the record:

WHEREAS, By the disorderly condition of the House while I was at tempting to discuss an amendment to the bill, while in Committee of the Whole House, the Speaker was compelled to take the chair, and thenceforth refused that I be heard, and the house proceeded to place the bill on its passage regardless of my right in the premises. I enter this protest against the method pursued, that in case of litigation the courts may be able to judge the intention of the Legislature.

T. ORMSBEE,

Representative First District.

On motion House adjourned until 7:30 p. m.

EVENING SESSION.

Roll call found quorum present.

Mr. Allen of Twenty-first district offered

The following and moved its adoption:

Be it Resolved, That hereafter when the House is in the Committee of the Whole no member shall talk on any one subject for a longer period than five minutes if five members object thereto.

The motion prevailed and the resolution was adopted.

The Speaker announced that as

House Bill No. 75

Had not been ordered to third reading it was still subject to amendment.

Mr. Pfaff moved

To consider House Bill No. 75

Engrossed and passed to third reading.

Motion carried.

On motion the House resolved itself into Committee of the Whole House for consideration of bills on the calendar, with Mr. Peery in the chair.

At 8:15 p. m. the committee arose and through the chairman reported as follows:

Mr. Speaker.

The Committee of the Whole House, having had under consideration Council Bill No. 121,

Direct me to report progress on the bill.

Moved that

Council Bill No. 121

Be printed and made a special order for Monday, March 6 at 2 o'clock p. m.

Motion carried.

Moved that the House resolve itself into Committee of the Whole House for the consideration of

House Bill No. 112,

And that House Rule No. 67 be suspended in Committee of the Whole so far as

House Bill No. 112

Is concerned.

The roll being called on that part of the motion to suspend

House Rule No. 67, there were:

Yeas, 13.

Nays, 3.

Those voting in the affirmative:

Allen of Sixth district, Allen of Twenty-first district, Brennan, Faris, Farnsworth, Greer, Johnston, Moyle, Peery, Pfaff, Stone, Wimberly and Mr. Speaker.

Those voting in the negative:

Clardy, Cunningham and Rathbun.

So the motion did not prevail.

On the motion to go into Committee of the Whole on House Bill No. 112.

The roll being called there were:

Yeas, 13.

Nays, 3.

Those voting in the affirmative:

Allen of Sixth district, Allen of Twenty-first district, Brennan, Cunningham, Faris, Greer, Johnston, Pfaff, Rathbun, Stone, Wimberly and Mr. Speaker.

Those voting in the negative:

Clardy, Ormsbee and Peery.

So the motion prevailed and the House resolved itself into Committee of the Whole House for the consideration of

House Bill No. 112,

With Mr. Greer in the chair.

At 8:40 o'clock p. m. the committee arose and through its chairman reported as follows:

Mr. Speaker:

Your committee of the Whole House, having had under consideration House Bill No. 112,

Direct me to report it back to the House with the recommendation that it do pass.

Mr. Ormsbee moved

As a substitute for the report of the Committee on

House Bill No. 112,

That it do not pass.

Substitute lost.

Mr. Greer moved

That the vote by which

House Bill No. 2

Was passed be reconsidered.

Which motion was seconded.

Mr. Speaker announced that

House Bill No. 192

Is open to amendment before being ordered engrossed.

On motion House adjourned.

P. O. CASSIDY,
Chief Clerk.

FIFTY-SIXTH DAY.

GUTHRIE, O. T., March 6, 1893.

House met Pursuant to adjournment.

Roll call found all members present except.

Cunningham, Merrick and Stone.

Prayer by Chaplain.

Mr. Farnsworth moved

To dispense with the reading of the Journal.

Roll call showed:

Yeas, 6.

Nays, 15.

Those voting in the affirmative were:

Allen of the Sixth district, Allen of the Twenty-first, Brennan, Scott, Stone and Wimberly.

Those voting in the negative were:

Beaty, Carrington, Clardy, Faris, Farnsworth, Johnston, McDaniel, Moyle, Ozmun, Ormsbee, Peery, Rathbun, Stanley, Stovall, and Mr. Speaker.

Absent and not voting:

Cunningham, Greer, Merrick, Pfaff and Wallace.

So the motion did not prevail and the Journal was ordered read.

The Journal was then read and approved.

Mr. Farnsworth moved

That House Bill No. 124

Be made a special order for 7:30 o'clock p. m.

The roll being called there were:

Yeas, 17.

Nays, 2.

Those voting in the affirmative were:

Allen of the Sixth district, Allen of the Twenty-first, Brennan, Carrington, Clardy, Farnsworth, Greer, Johnston, McDaniel, Moyle, Peery, Pfaff, Rathbun, Scott, Stone, Wimberly and Mr. Speaker.

Those voting in the negative were:

Faris and Ozmun.

Absent and not voting:

Beaty, Cunningham, Merrick, Ormsbee, Stanley, Stovall and Wallace.

So the motion prevailed and

House Bill No. 124

Was made special order for 7:30 p. m.

Mr. Allen of the Sixth District moved

That House Bill No. 159

Be made a special order for 3 o'clock p. m.

The roll being called there were:

Yeas, 16.

Nays, 4.

Those voting in the affirmative were:

Allen of the Sixth district, Allen of the Twenty-first, Brennan, Carrington, Clardy, Faris, Farnsworth, Greer, Johnston, McDaniel, Moyle, Pfaff, Rathbun, Scott, Stone and Mr. Speaker.

Those voting in the negative were:

Beaty, Ozmun, Peery and Stovall.

Absent and not voting:

Cunningham, Merrick, Ormsbee, Stanley, Wallace and Wimberly.

So the motion prevailed and

House Bill No. 159

Was made a special order for 3 o'clock p. m.

Mr. Greer called up his motion

To reconsider the vote by which

House Bill No. 2 was passed.

The roll being called on the motion to reconsider there were:

Yeas, 9.

Nays, 11.

Those voting in the affirmative were:

Allen of the Sixth district, Beaty, Greer, Johnston, McDaniel Ormsbee, Scott, Stovall and Stone.

Those voting in the negative were:

Brennan, Carrington, Clardy, Faris, Farnsworth, Moyle, Ozmun, Peery, Rathbun, Wimberly and Mr. Speaker.

Absent and not voting:

Cunningham, Merrick, Stanley, Stone, Wallace and Allen of the Twenty-first district.

So the motion to reconsider vote by which

House Bill No. 2

Was passed did not prevail.

On motion House resolved itself into Committee of the Whole for the consideration of bills on second reading, with Mr. Peery in the chair.

At 11:55 o'clock the committee arose and reported as follows:

Mr. Speaker.

The Committee of the Whole House having had under consideration Council Bill No. 80

Direct me to report to the House that your committee recommend that

Council Bill No. 80

Do pass. That we also had under consideration

Substitute for House Bill No. 65,

That the committee have considered the same and direct me to report progress.

The report of the committee on

Council Bill No. 80

Was on motion adopted.

Mr. Ormsbee moved

To make substitute for

House Bill No. 65

A special order for 11 o'clock a. m. March 7.

The roll being called there were:

Yeas, 24.

Nays, 0.

Those voting in the affirmative were.

Allen of the Sixth district, Allen of the Twenty-first, Brennan, Carrington, Clardy, Cunningham, Faris, Farnsworth, Greer, Johnston, McDaniel, Merrick, Moyle, Ozmun, Ormsbee, Peery, Pfaff, Rathbun, Scott, Stanley, Stovall, Stone, Wallace and Mr. Speaker.

Absent and not voting:

Beaty and Wimberly.

So the motion prevailed and substitute for

House Bill No. 65

Was made a special order for 11 o'clock a. m. March 7.

Moved to take up regular order of business.

The roll being called there were:

Yeas, 15.

Nays, 4.

Those voting in the affirmative were:

Beaty, Carrington, Clardy, Johnston, McDaniel, Moyle, Ozmun, Peery, Scott, Stanley, Stovall, Wallace, Wimberly and Mr. Speaker.

Those voting in the negative were:

Allen of the Twenty-first district, Brennan, Faris and Rathbun.

So the motion prevailed and the House took up the regular order of business.

Report of Committees.

Committee on Judiciary.

Mr. Speaker:

Your Committee on Judiciary having had under consideration

Council Bill No. 81, being an act to provide for the hiring out and working of criminals, etc.,

Beg leave to report the same back with the recommendation that it do pass.

T. ORMSBEE,
Chairman of Committee.
J. M. JOHNSTON,
J. H. BEATY,
J. C. CARRINGTON,

Mr. Speaker:

Your Committee on Judiciary having had under consideration

Council Bill No. 73, being an act amending sections 1, 2 and 5 of chapter 20 of the Oklahoma Statutes,

Beg leave to report the same back with the recommendation that it do pass.

T. ORMSBEE,
Chairman of Committee.
J. W. JOHNSTON,
J. H. BEATY,
DAN W. PEERY.

Liquor Traffic.

Mr. Speaker:

We, your committee on the Regulation of the Liquor Traffic, to whom was referred

Council Bill No. 36, an act to amend sections 2, 5, 6, 8, 11 and to repeal sections 15 and 18 of chapter 65 of the Statutes of Oklahoma, entitled "Pharmacy and for other purposes,"

Recommend that the same do pass.

D. W. PEERY,
Chairman of Committee.

Introduction of Bills.

Mr. Wallace introduced

House Bill No. 161, an act providing for a territorial poll tax.

Read first time.

Mr. Greer introduced

House Concurrent Resolution No. 15,

Which is in words as follows:

WHEREAS, The Governor has pointed out to Mr. Wrightsman and other friends of Council Bill No. 83 certain amendmendments essential to the proper enforcement of said law; therefore be it

Resolved, By the House of Representatives, the Council concurring, that the Governor is hereby requested to return Council Bill No. 83 to the Legislative Assembly with his suggettions as to where it needs changes, that said changes may be made and the efficiency of the bill be better assured.

FRANK H. GREER.

Mr. Greer moved

That the rules be suspended and the bill adopted.

Mr. Speaker declared the motion out of order for the reason that under the rules of the House this House cannot reconsider Council Bill No. 83.

First. Because a motion to reconsider can be entertained or acted upon only on the day of action on a measure, or on the day theaeafter.

Second. The House has no formal official notification signifying that the Governor desires changes to be made in Council Bill No. 83.

Third. That the resolution is a modified motion to reconsider emanating from a member who did not vote on the prevailing side of the question.

Moved to adjourn.

The roll being called there were:

Yeas, 8.

Nays, 12.

Those voting in the affirmative:

Allen of Sixth district, Allen of Twenty-first district, Brennan, Farnsworth, Pfaff, Rathbun, Wimberly and Mr. Speaker.

Those voting in the negative:

Beaty, Clardy, Faris, Greer, Johnston, Moyle, Ozmun, Ormsbee, Peery, Stanley, Stovall and Wallace.

So the motion to adjourn did not prevail.

Mr. Greer, seconded by Mr. Beaty and Peery,

Appealed from the decision of the Speaker, declaring his motion to suspend rules and

House Concurrent Resolution No. 15

Out of order.

The clerk stated the ruling of the Speaker and the appeal therefrom to the House and put the question:

Shall the chair be sustained?

The roll being called there were:

Yeas, 10.

Nays, 11.

Those voting in the affirmative:

Allen of Sixth district, Allen of Twenty-first district, Brennan, Faris, Farnsworth, McDaniel, Ormsbee, Pfaff, Rathbun and Scott.

Those voting in the negative:

Beaty, Clardy, Greer, Johnston, Moyle, Ozmun, Peery, Stanley, Stovall, Wallace and Wimberly.

So the chair was not sustained.

Mr. Rathbun moved

That the House adjourn.

The roll being called there were:

Yeas, 9.

Nays, 11.

Those voting in the affirmative:

Allen of Sixth district, Allen of Twenty-first district, Brennan, Farnsworth, McDaniel, Ormsbee, Pfaff, Rathbun and Scott.

Those voting in the negative:

Beaty, Carrington, Clardy, Greer, Johnston, Ozmun, Peery, Stanley, Stovall, Wallace and Wimberly.

So the motion did not prevail.

Mr. Greer demanded

That the resolution be read by the clerk.

The Speaker refused to allow the clerk to read the resolution for the reason that the motion to suspend rules and adopt resolutions had not yet been adopted.

Mr. Greer, seconded by Mr. Beaty and Peery,

Appealed from the chair.

Pending the appeal, on motion, the House adjourned.

AFTERNOON SESSION.

House met pursuant to adjournment.

Roll call found a quorum of members present.

Mr. Greer withdrew

House Concurrent Resolution No. 15.

Message from the Council.

Mr. Speaker.

I am directed by the Council to return to your honorable body

Council Bill No. 94

For your action as per your request.

J. C. HOFIUS,
Chief Clerk.

Mr. Speaker,

I am directed by the Council to transmit to your honorable body

Council Bill No. 95,

Which the Council has passed, for your concurrence.

J. C. HOFIUS.
Chief Clerk.

Mr. Speaker:

I am directed by the Council to transmit to your honorable body

Council Bill No. 126

Which the Council has passed, and respectfully ask your concurrence therein.

J. C. HOFIUS,
Chief Clerk.

Mr. Greer moved

That rules be suspended and

Council Bill No. 95 and

Council Bill No. 126

Be read first and second times and referred to Committee of the Whole House.

Roll call showed:

Yeas, 6.

Nays, 15.

Those voting in the affirmative were:

Allen of the Twenty-first district, Farnsworth, Greer, Johnston, Pfaff and Mr. Speaker.

Those voting in the negative were:

Allen of Sixth district, Beaty, Brennan, Carrington, Cunningham, Faris, Merrick, Moyle, Peery, Rathbun, Scott, Stanley, Stovall, Stone and Wimberly.

So the motion did not prevail.

On motion,

Clerk was instructed to return letter transmitting

House Bill No. 34

To House be returned for correction.

Mr. Greer moved

To suspend rules and read

Council Bill No. 95 and

Council Bill No. 126

First and second times and refer them to the proper Committees.

The roll being called there were:

Yeas, 16.

Nays, 4.

Those voting in the affirmative were:

Allen of Sixth district, Allen of Twenty-first district, Beaty, Brennan, Carrington, Farnsworth, Greer, Johnston, Ozmun, Peery, Pfaff, Rathbun, Scott, Stovall, Stone and Mr. Speaker.

Those voting in the negative were:

Cunningham, Faris, Stanley and Wimberly.

So the motion prevailed.

And Council Bill No. 95 and

Council Bill No. 126

Were read first and second times.

Council Bill No. 95

Was referred to Committee on Appropriations.

Council Bill No. 126

Was referred to Committee on Appropriations.

Message from the Governor.

EXECUTIVE DEPARTMENT,
GUTHRIE, O. T., March 6, 1893.

To the Speaker and Members of the House of Representatives, Guthrie, Oklahoma:

GENTLEMEN: Having considered and approved

Council Bill No. 83,

At 6:15 p. m. March 4, 1893, I have this day at 1:50 p. m., caused the same to be delivered to the Secretary of the Territory according to law.

Very respectfully,

A. J. SEAY,
Governor.

Moved that the rules be suspended and

House Bill No. 114

Be considered engrossed, read a third time by title and placed upon its passage.

The roll being called there were:

Yeas, 16.

Nays, 6.

Those voting in the affirmative were.

Allen of Sixth district, Allen of Twenty-first district, Beaty, Brennan, Carrington, Farnsworth, Greer, Ozmun, Peery, Pfaff, Scott, Stovall, Stone, Wallace, Wimberly and Mr. Speaker.

Those voting in the negative were:

Cunningham, Faris, Merrick, Moyle, Rathbun, and Stanley.

Absent and not voting:

Clardy, Johnston, McDaniel and Ormsbee.

So the rules were suspended and

House Bill No. 114

Was read a third time and placed upon its passage.

The question being:

Shall the bill pass?

The roll being called there were:

Yeas, 19.

Nays, 3.

Those voting in the affirmative were:

Allen of Sixth district, Allen of Twenty-first district, Brennan, Carrington, Cunningham, Faris, Farnsworth, Greer, McDaniel, Merrick, Moyle, Peery, Pfaff, Scott, Stovall, Stone, Wallace, Wimberly and Mr. Speaker.

Those voting in the negative were:

Beaty, Rathbun and Stanley.

So House Bill No. 114

Passed and the title was agreed to.

House Bill No. 75

Being on its passage, the question was:

Shall the bill pass?

The roll being called there were:

Yeas, 19.

Nays, 3.

Those voting in the affirmative were:

Allen of Sixth district, Allen of Twenty-first district, Brennan, Carrington, Cunningham, Faris, Farnsworth, Johnston, McDaniel, Merrick, Moyle, Peery, Pfaff, Rathbun, Scott, Stovall, Stone, Wallace and Mr. Speaker.

Those voting in the negative were:

Beaty, Stanley and Wimberly.

So House Bill No. 75

Passed and the title was agreed to.

Mr. Cunningham moved

That the rules be suspended and

House Bill No. 154

Be considered engrossed, read third time and placed upon its passage.

The roll being called there were:

Yeas, 19.

Nays, 0.

Those voting in the affirmative:

Allen of Sixth district, Allen of Twenty-first district, Beaty, Brennan, Carrington, Cunningham, Faris, Greer, McDaniel, Merrick, Moyle, Peery, Pfaff, Rathbun, Scott, Stanley, Wallace, Wimberly, Mr. Speaker.

So the rules were suspended and

House Bill No. 154

Was considered engrossed, read third time and placed upon its passage.

The question being

Shall the Bill pass?

The roll being called there were:

Yeas, 19.

Nays, 0.

Those voting in the affirmative:

Allen of Sixth district, Allen of Twenty-first district, Beaty, Brennan, Carrington, Cunningham, Faris, Farnsworth, Greer, McDaniel, Merrick, Moyle, Peery, Pfaff, Rathbun, Scott, Stanley, Wimberly and Mr. Speaker.

So House Bill No. 154

Passed and the title was agreed to.

Mr. Greer moved

To suspend rules to consider

House Bill No. 112.

The roll being called there were:

Yeas, 16.

Nays, 1.

Those voting in the affirmative:

Allen of Twenty-first district, Beaty, Brennan, Carrington, Cunningham, Faris, Farnsworth, Greer, Merrick, Ozmun, Peery, Pfaff, Rathbun, Scott, Wimberly and Mr. Speaker.

Those voting in the negative:

Allen of Sixth district.

So the rules were suspended and the House proceeded to the consideration of

House Bill No. 112.

After considering the bill and making several amendments to same, it was moved that the further consideration of

House Bill No. 112

Be dispensed with.

Motion carried.

Mr. Greer moved that

House Bill No. 112

Be adopted.

Motion carried.

Mr. Greer moved

That the rules be suspended and

House Bill No. 112

Be considered engrossed, read third time and placed upon its passage.

The roll being called there were:

Yeas, 16.

Nays, 7.

Those voting in the affirmative:

Beaty, Brennan, Carrington, Cunningham, Farnsworth, Greer, Johnston, McDaniel, Merrick, Moyle, Ozmun, Pfaff, Scott, Stanley, Stovall and Stone.

Those voting in the negative:

Allen of Sixth district, Allen of Twenty-first district, Faris, Peery, Rathbun, Wallace and Mr. Speaker.

So the rules were suspended and

House Bill No. 112

Considered engrossed, read third time and placed upon its passage.

The question being

Shall House Bill No. 112 pass?

The roll being called there were:

Yeas, 17.

Nays, 7.

Those voting in the affirmative:

Beaty, Brennan, Carrington, Cunningham, Farnsworth, Greer, Johnston, McDaniel, Merrick, Moyle, Ozmun, Pfaff, Scott, Stanley, Stovall, Stone and Wimberly.

Those voting in the negative:

Allen of Sixth district, Allen of Twenty-First district, Faris, Peery, Rathbun, Wallace and Mr. Speaker.

Mr. Peery explains his vote:

I explain my vote as follows. It will exempt a large amount of property from taxation that should justly be taxed. I vote no.

D. W. PEERY.

Mr. Faris explains:

Mr. Speaker.

I vote no because this law will exempt a large amount of property and money from taxes.

J. M. FARIS.

Mr. Brennan explains his vote by saying:

In the interest of the poor man I vote yes.

R. C. BRENNAN.

Mr. Speaker explains:

I vote no for the following reasons:

First—The bill has not been considered by sections, as the rules of the House provide.

Second—It is vicious legislation, exempting all money from taxation, which is class legislation in favor of capitalists and against the farmers, merchants and common people.

Third—It is in direct conflict with the organic act of this Territory.

The House adjourned.

EVENING SESSION.

House met pursuant to adjournment.

Roll call found all members present except Mr. Stovall.

Mr. Pfaff moved
To reconsider the vote by which
House Bill No. 112
Was passed.

Roll call showed:

Yeas, 18.

Nays, 2.

Those voting in the affirmative:

Allen of Twenty-first district, Beaty, Brennan, Carrington, Cunningham, Farnsworth, Greer, Johnston, McDaniel, Merrick, Moyle, Ozmun, Pfaff, Rathbun, Scott, Stone, Wallace and Mr. Speaker.

Those voting in the negative:

Allen of Sixth district and Wimberly.

So the vote was reconsidered.

The question being

Shall House Bill No. 112 pass?

The roll being called there were:

Yeas, 14.

Nays, 8.

Those voting in the affirmative:

Beaty, Carrington, Cunningham, Farnsworth, Greer, Johnston, Merrick, Moyle, Ozmun, Pfaff, Scott, Stone, Wimberly and Mr. Speaker.

Those voting in the negative:

Allen of Sixth district, Allen of Twenty-first district, Brennan, Faris, McDaniel, Peery, Rathbun and Wallace.

Absent and not voting:

Clardy, Osmsbee, Stanley and Stovall.

So House Bill No. 112

Passed and the title was agreed to.

On motion the House resolved itself into Committee of the Whole for the consideration of bills on the calendar, with Mr. Pfaff in the chair.

At — o'clock p. m. the committee arose and through its chairman reported as follows:

Mr. Speaker:

Your Committee of the Whole House, having under consideration
House Bill No. 124,

Direct me to recommend that it do not pass.

Having had under consideration

House Bill No. 95,

Direct me to recommend that it do pass.

Having had under consideration

House Bill No. 97,

Direct me to recommend that it do pass:

Having had under consideration

House Bill No. 98,

Direct me to recommend that it do pass.

Having had under consideration

House Bill No. 99,

Direct me to recommend that it do pass.

On motion the report of the committee was adopted.

Message from Council:

GUTHRIE, O. T., March 6, 1893.

Mr. Speaker:

I am directed by the Council to transmit to your honorable body
Substitute for Council Bill No. 123,

Which the Council has passed and respectfully request your concurrence therein.

J. C. HOFIUS,
Chief Clerk.

GUTHRIE, March 6, 1893.

Mr. Speaker:

I am directed by the Council to transmit to your honorable body
Council Bill No. 113 and

House Bill No. 54,

Which the Council has passed as amended and respectfully ask your concurrence therein.

J. C. HOFIUS,
Chief Clerk.

On motion House adjourned.

P. O. CASSIDY,
Chief Clerk.

FIFTY-SEVENTH DAY.

GUTHRIE, O. T., March 7, 1893.

House met pursuant to adjournment.

Roll call found all members present except:
Clardy, excused; and Mr. Ormsbee.

Reading of the Journal was dispensed with.

On motion of Mr. Peery

The House resolved itself into Committee of the Whole for consideration of bills on the calendar, with Mr. Peery in the chair.

At 10:25 o'clock a. m. the committee arose and reported that they had under consideration

House Bill No. 91

And report progress.

It was moved to adopt report of the committee.

Roll call showed:

Yeas, 15.

Nays, 6.

Those voting in the affirmative were:

Allen of the Twenty-first district, Carrington, Cunningham Faris, Johnston, Merrick, Moyle, Ozmun, Ormsbee, Scott, Stanley, Stovall, Wallace, Wimberly and Mr. Speaker.

Those voting in the negative were:

Brennan, McDaniel, Peery, Pfaff, Rathbun and Stone.

Absent and not voting:

Allen of the Sixth district, Beaty, Clardy, Farnsworth and Greer.

So the report of the committee was adopted.

Mr. Johnston moved

That the further consideration of

House Bill No. 91

Be indefinitely postponed.

The roll being called there were:

Yeas, 12.

Nays, 11.

Those voting in the affirmative were:

Cunningham, Faris, Greer, Johnston, Merrick, Moyle, Ormsbee, Scott, Stanley, Wallace, Wimberly and Mr. Speaker.

Those voting in the negative were:

Allen of the Sixth district, Allen of the Twenty-first, Beaty, Brennan, Carrington, Farnsworth, McDaniel, Peery, Pfaff, Rathbun and Stone.

So the motion prevailed and

House Bill No. 91

Was indefinitely postponed.

Message from Council.

GUTHRIE, O. T., March 7, 1893.

Mr. Speaker:

I am directed by the Council to return to your honorable body

Council Bill No. 54,

Which has been returned to the Council for no apparent reason.

J. C. HOFIUS,
Chief Clerk.

On motion the House resolved itself into Committee of the Whole House for the consideration of bills on the calendar, with Mr. Peery in the chair.

At 12 o'clock m. the committee arose and through its chairman reported as follows:

Mr. Speaker:

The Committee of the Whole House having had
House Bill No. 101

Under consideration, and after amending the same recommend that it do pass. Having had

House Bill No. 65

Under consideration, direct me to state that the committee had under consideration section 4, and pending a motion to strike it out, the committee arose and report progress.

By unanimous consent Committee on Elections was permitted to make a report on

House Bill No. 158,

The report of the committee being as follows:

Mr. Speaker:

Your Committee on Elections and Legislative Apportionment having had

House Bill No. 158

Under consideration instruct me to report the same and recommend the following amendments: Section 1 and 2 shall read as follows:

Section 1. That the Governor, Secretary and Superintendent of Public Instruction of the Territory of Oklahoma shall constitute an apportionment board.

Section 2. The members of said board shall qualify as members of such board by taking the oath of office and shall meet and organize upon the first Monday in August, 1894.

And that the bill as amended do pass.

J. C. CARRINGTON,
Chairman of Committee.

On motion House Bill No. 158

Was referred to Committee of the Whole and made a special order for 4 o'clock p. m.

Message from Council.

GUTHRIE, March, 7, 1893.

Mr. Speaker:

I am directed by the Council to transmit to your honorable body

House Bill No. 8,

House Bill No. 76,

House Bill No. 89,

House Bill No. 79,

Council Bill No. 53 and

House Bill No. 34,

Which the President has signed, for the signature of the Speaker.

Very respectfully,

J. C. HOFIUS,
Chief Clerk.

GUTHRIE, March 7, 1893.

Mr. Speaker:

I am directed by the Council to transmit to your honorable body

Council Bill No. 22 and

Council Joint Resolution No. 8,
Which the President pro tem has signed, for the signature of the
Speaker.

Respectfully,
J. C. HOFIUS,
Chief Clerk.

Mr. Speaker signed the following bills:

Council Bill No. 22.

Council Bill No. 53.

House Bill No. 34.

House Bill No. 79.

House Bill No. 76.

House Bill No. 89.

House Bill No. 8.

Council Joint Resolution No. 8.

On motion House adjourned.

AFTERNOON SESSION.

Roll call found all members present except:

Mr. Clardy, who was excused.

At 2:20 p. m. the following bills were transmitted to the Governor:

Council Bill No. 22.

Council Bill No. 53.

House Bill No. 34.

House Bill No. 79.

House Bill No. 76.

House Bill No. 89.

House Bill No. 8.

Council Joint Resolution No. 8.

Messages from Council.

Mr. Speaker:

I am directed by the Council to transmit to your honorable body

Council Bill No. 39,

Which the Council has passed, and respectfully request your concurrence therein.

J. C. HOFIUS,
Chief Clerk.

Mr. Speaker:

I am directed by the Council to transmit to your honorable body

Council Bill No. 86,

Which the Council has passed and respectfully ask your concurrence therein.

J. C. HOFIUS,
Chief Clerk.

Mr. Scott moved

To make Council Bill No. 50

A special order for 2 o'clock p. m. March 8.

The roll being called there were:

Yeas, 17.

Nays, 2.

Those voting in the affirmative were:

Allen of the Twenty-first district, Beaty, Brennan, Carrington, Faris, Greer, McDaniel, Merrick, Moyle, Peery, Pfaff, Rathbun, Scott, Stovall, Wallace, Wimberly and Mr. Speaker.

Those voting in the negative were:

Cunningham and Ormsbee.

Absent and not voting:

Allen of the Sixth district, Clardy, Farnsworth, Johnston, Ozmun and Stanley.

So the motion prevailed and

Council Bill No. 50

Was made a special order for 2 p. m. March 8.

Moved that the further consideration of

Substitute for House Bill No. 65

At this time be suspended and that it be made a special order for 10 a. m. March 8.

The roll being called there were:

Yeas, 15.

Nays, 4.

Those voting in the affirmative were:

Allen of Sixth district, Beaty, Carrington, Faris, Greer, Merrick, Moyle, Ormsbee, Peery, Pfaff, Scott, Stanley, Wallace, Wimberly and Mr. Speaker.

Those voting in the negative were:

Brennan, Cunningham, McDaniel and Rathbun.

Absent and not voting:

Allen of Twenty-first district, Clardy, Farnsworth, Johnston, Ozmun, Stovall and Stone.

So the further consideration was deferred and the

Substitute for House Bill No. 65

Was made a special order for 10 o'clock a. m. March 8.

Report of Committee on Appropriations:

GUTHRIE, O. T., March 7, 1893.

Mr Speaker:

We, your Committee, having had

Council Bill No. 126

Under consideration, beg leave to report that the same do pass.

J. K. ALLEN,
JOHN PFAFF.

Moved to adopt report of committee.

Mr. Ormsbee moved

To lay report of committee on the table.

Roll being called there were:

Yeas, 9.

Nays, 13.

Those voting in the affirmative were:

Allen of Sixth district, Brennan, Cunningham, Faris, Farnsworth, Johnston, Merrick, Ormsbee, and Peery.

Those voting in the negative were:

Allen of Twenty-first district, Beaty, Carrington, Greer, McDaniel, Moyle, Pfaff, Rathbun, Scott, Stone, Wallace, Wimberly and Mr. Speaker.

Absent and not voting:

Clardy, Ozmun, Stanley and Stovall.

So the motion to table was lost.

On motion, the report of the committee was adopted.

Committee on Appropriations.

Mr. Speaker:

Your Committee on Appropriations having had under consideration Council Bill No. 95,
Recommend that it do pass.

J. K. ALLEN, Chairman.
O. P. RATHBUN,
JOHN PFAFF.

Moved to adopt report.

The roll being called there were:

Yeas, 16.

Nays, 3.

Those voting in the affirmative were:

Allen of the Twenty-first district, Beaty, Carrington, Farnsworth, Greer, Johnston, McDaniel, Merrick, Moyle, Peery, Pfaff, Rathbun, Scott, Stone, and Mr. Speaker.

Those voting in the negative were:

Brennan, Faris and Ormsbee

So the motion prevailed and the report of the Committee was adopted.

Introduction of bills.

Mr. Cunningham introduced

House Bill No. 162,

An act providing for the erection of court houses and jails.

Mr. Speaker:

I am directed by the Council to transmit to your honorable body Council Bill No. 85

Which the Council has passed as amended, and respectfully ask your concurrence therein.

J. C. HOFIUS,
Chief Clerk.

Mr. Speaker.

I am directed to transmit to your honorable body House Substitute for Council Bill No. 43,
Which the Council has concurred in.

J. C. HOFIUS,
Chief Clerk.

GUTHRIE, O. T., March 6, 1893.

Mr. Speaker:

I am directed to transmit to your honorable body
House Bill No. 52,
Which the Council has passed.

Respectfully,
J. C. HOFIUS,
Chief Clerk.

GUTHRIE, O. T., March 7, 1893.

Mr. Speaker:

I am directed by the Council to transmit to your honorable body
Council Bill No. 92,
Which the council has passed, and respectfully ask your concurrence
therein.

Respectfully,
J. C. HOFIUS,
Chief Clerk.

Mr. Greer moved

That the rules be suspended and all Council and House Bills introduced in the House today be read first and second times and placed upon the calendar.

The roll being called there were:

Yeas, 18.

Nays, 2.

Those voting in the affirmative were:

Allen of the Sixth district, Beaty, Cunningham, Farnsworth, Greer, Johnston, Merrick, Moyle, Peery, Pfaff, Rathbun, Scott, Stovall, Stone, Wallace, Wimberly and Mr. Speaker.

Those voting in the negative were:

Carrington and Ormsbee.

So the motion prevailed and

House Bill No. 162 and

Council Bill No. 123,

Council Bill No. 113,

Council Bill No. 86,

Council Bill No. 85,

Council Bill No. 39,

Council Bill No. 92,

Were read first and second times and ordered placed upon Calendar.

GUTHRIE, O. T., March 3, 1893.

Mr. Speaker,

I am directed by the Council to transmit to your honorable body the report of the Joint Committee appointed as provided by

House Concurrent Resolution No. 10,

To investigate the needs, receipts and disbursement of Territorial Educational Institutions for your consideration.

Respectfully,
J. C. HOFIUS,
Chief Clerk.

GUTHRIE, Oklahoma, March 1, 1893.

To the Legislative Assembly of the Territory of Oklahoma:

We, your committee appointed by the House and Council of the Legislative Assembly on February 11, 1893, visited Edmond for the purpose of ex-

aming into the cordition and needs and expenditures of the Normal School of the Territory of Oklahoma. We found it to be a neat building sixty feet square, two stories with basement, built of brick. Three of the rooms have been finished sufficiently to have school held therein. The other rooms of the building are unfinished and unoccupied. We append statement showing the cost of the building and the receipts and expenditures of the Board of Directors. There is no doubt that every dollar received has been economically and judiciously disbursed giving a remarkably good building for the amount of money expended.

The people of Edmond show a keen interest in the welfare of this institution. Forty acres of land to comply with the Statutes creating this institution was donated within half a mile of the city by Mr. A. H. Classen. It is a beautiful plat of ground. As shown by the appended report, ten acres have been reserved for the Normal building and campus and the balance has been divided into lots. Some of the lots have been sold and the balance are on the market. The county of Oklahoma in compliance with the Statute, voted \$5,000 in bonds which bonds were disposed of and the money put into the building. The town of Edmond voluntarily voted \$2,000 in bonds in order that the building might be on the east side of the railroad and therefore more convenient to the town, which bonds have just been legalized by the Legislature and they will soon be sold at par and the proceeds applied to the completion of the building.

We append the financial report of the Secretary of all receipts and expenditures of the Board of Directors. We also present an estimate of the contractor which shows that \$5,212.50 are necessary for the completion of the Normal School building. Also an estimate showing that \$15,440.00 are required for the erection of a dormatory.

This institution having been under the direction and management of John F. Stone, H. G. Whitely, John Mitch, and the Territorial Treasurer and Territorial Secretary, Directors, is worthy of the confidence and support of the Territory. The Directors have been thoroughly business-like in all their transactions, which have been creditable alike to them and the Territory.

The Territorial Normal School at Edmond has a balance of unused and undrawn funds of \$2,098.00 in the Territorial Treasury.

We append the testimony taken at Edmond and the financial statement of the Secretary and Treasurer which is marked "Exhibit 'A'".

J. C. PRINGEY, Chairman.

J. H. BEATY,

FRANK H. GREER,

L. P. ROSS,

J. M. JOHNSTON.

EDMOND, Ok. Ter., Feb., 11, 1893.

The committtee appointed by the Council and House of Representatives of the Legislative Assembly of the Territory of Oklahoma, met at Edmond, on this date in the parlor of Hotel Central, for the purpose of investigating into the needs and condition of the Territorial Normal School, and the disbursements made in the erection and maintainence of the same. All members of the Committee were present.

On motion of Mr. Beaty, Senator J. C. Pringey was made chairman of this committee.

The stenographer was sworn when the testimony regarding the points at issue was taken, as follows:

John L. Mitch, being sworn, deposes and says, my name is John L. Mitch.

Q. You have rendered a statement of the amount of moneys received and expended, and I will ask you now to state to whom the \$4,585.00 was paid?

A. It was paid to Spicknall & Company.

Q. And for what purpose?

A. For the brick and stone work of the Normal School, and so much of the wood work as was necessary to enclose the building.

Q. You have in your account rendered a charge of \$91.60 for platting grounds, to whom was that paid?

A. To Mr. Smithwick, civil engineer.

Q. To whom and what architect was the \$260.00 paid?

A. To William Gall, of El Reno, O. T.

Q. You have a charge of \$1,334.76 to carpenters and plasters; was that work none on contract, and if so who was the contractor?

A. The work was partly done by contract and partly job work, that is day work. The plastering was done under contract with Messrs. Foss & Davis, of Edmond, Ok., Ter., and the carpenter work under the supervision of Mr. L. M. Hubbard, also of this place. This item of \$1,334.76 was spent by direction of the Normal Commissioners under the supervision of myself and the master workman, who audited it, and approved each bill, which has been filed away, and will be produced, when desired, or called for.

Q. You have consulted or conferred with contractors, carpenters and builders as to the probable expense of the completing of this building have you?

A. I have.

Q. Have you an estimate made by any carpenter or builder, and if so, by whom?

A. I have a copy of the estimate expense made by L. M. Hubbard and submitted herewith.

Q. I will ask you, Mr. Mitch, to describe the building as to the dimensions and the number of rooms?

A. It is a two story brick building with rock basement, about 65 feet square with four rooms and hall-way on first floor, and four rooms and hall-way on second floor, and the basement remains undivided.

Q. You may state how the building is heated?

A. The building is arranged with view to being heated and ventilated by some approved system such as is common to schools of this class, but temporarily heated by stoves.

JOHN L. MITCH.

Prof. R. Thatcher being duly sworn deposes and says my name is R. Thatcher.

A. I am principle of the Territorial Normal school at Edmond.

Q. State how many grades are now being conducted in that institution and the names of the teachers thereof?

A. There are four departments being conducted, one under the charge of the principal, one under the charge of Mrs. Douglass, the first assist-

ant, a third under the charge of Prof. McNett, and a model school department under the general charge of the faculty and pupil teachers.

Q. How many pupils are there in these different departments on the roll?

A. Since the opening of the term Sept. 12th, there have been a total enrollment of 104 pupils, including 34 in the model department.

Q. With proper facilities by a finishing of this building, how much of an increase of enrolling could be expected in the next year or two.

A. My opinion at least 200 per cent. of an increase could be expected within the given time.

Q. With the accommodations that you now have and the rooms finished, have you as many pupils as you can handle?

A. We have as many as we can conveniently handle.

Q. Please state the salaries paid to the instructors of the different department?

A. The principal is paid a salary of \$100.00 per month, the first assistant is paid a salary of \$80.00 per month and the second assistant is paid a salary of \$60.00 per month.

R. THATCHER.

REPORT BOARD COMMISSIONERS OF TERRITNRIAL NORMAL SCHOOL.

Proceeds of \$5,000 bonds.....		\$4,750
Sale of lots.....		2,015
Expenditures—		
Spickenall & Co., building....	\$4,585 00	
Platting grounds.....	91 60	
Architect ...	260 00	
Carpenters and plasterers.....	1,334 76	
Wood and incidentals.....	160 49	
Cash on hand.....	333 15	
	<hr/>	<hr/>
	\$6,765 00	\$6,765
Indebtedness—Carey—Lombard Lumber Co.....	\$2,043 84	
Resources—Edmond bonds.....		\$2,000
Lots unsold—23, worth.....		690
Lots reserved for Dormitory, 10.		

JOHN L. MITCH,

Edmond, Ok. Ter., Feb 10, 1892.

Secretary Board Commissioners.

EDMOND, Ok., February 10, 1893.

Hon. J. L. Mitch, Secretary Board of Regents Normal School:

SIR:—I make the following estimates necessary to complete the Normal School Building:

Floor and Concrete in Basement.....	\$ 200 00
Lath and Plastering the Same.....	217 50
Finishing Lumber.....	80 00
Carpenter Work and Labor.....	125 00
Painting.....	25 00
Approved heating system.....	2,700 00
Stacks and flues for same.....	400 00
Lumber and carpenter work.....	150 00
	<hr/>
	\$3,897 00

Carpenter work 1st and 2d rtories.....	500 00
Belfry.....	175 00
Stairs.....	250 00
Painting (inside).....	200 00
Painting (outside).....	100 00
One privy.....	90 00
	<hr/>
	\$5,212 50

Cost of stairs at factory \$225 (not ordered) oils and lumber to finish, now in building.

I also make the following estimates of cost for Dormitory 60x80 feet with two stories and basement, complete:

Excavation and stone work.....	\$1,050 00
Two hundred thousand brick in wall..	2,000 00
Dimension and finish lumber to inclose building.....	1,700 00
Cut stone, (sills).....	190 00
Galvanized iron cornice.....	200 00
Carpenter work (to inclose).....	800 00
	<hr/>
	\$5,940 00
Inside finish (complete).....	5,500 00
Heating system (complete).....	4,000 00
	<hr/>
	\$15,440 00

Respectfully,

L. W. HUBBARD,

Contractor and Builder.

GUTHRIE, Oklahoma, March 1, 1893.

To the Legislative Assembly of the Territory of Oklahoma:

We, your committee appointed to visit and inspect the Territorial University located at Norman, Oklahoma, respectfully submit the following report, to-wit:

The University is well located on a nice elevation to the southwest of the town of Norman, and the building is a masterpiece of architecture. When completed it will be a credit to the Territory. We append as exhibit "A" an itemized statement of the auditor showing the exact financial condition as shown by his books. (See Exhibit "A.")

From sale of bonds and Territorial tax, it will be seen the University will have received when the '92 tax is paid in, \$19,182.04. We append a statement by Secretary Pitman showing that the board has drawn warrants to the amount of \$32,370.33: So the board has drawn \$13,188.29 more warrants than can be paid from the receipts, after all taxes for '92 have come in.

We also append various evidence and statements taken in the investigation of the University.

J. C. PRINGEY, Chairman.

J. H. BEATY,

FRANK H. GREER.

L. P. ROSS.

J. M. TAURSTON.

EXHIBIT "A"—UNIVERSITY WARRANTS.

No	Amount.	Date.	To Whom.	For What Purpose.
1	\$ 3 50	January 28, 1892.	J. J. Burke.	Printing.
2	6 00	January 28, 1892.	R. Q. Blakeney.	Record.
3	6 40	January 29, 1892.	State Capit'l Print Co.	Printing.
4	20 85	January 29, 1892.	John R. Clark.	Expenses.
5	39 75	January 29, 1892.	John M. Cannon.	Expenses.
6	34 00	January 29, 1892.	E. C. Tritt.	Expenses.
7	19 45	January 29, 1892.	L. G. Pitman.	Expenses.
8	13 80	January 29, 1892.	A. F. Pentecost.	Expenses.
9	7 00	March 3, 1892.	A. F. Pentecost.	Expenses.
10	11 00	March 3, 1892.	E. C. Tritt.	Expenses.
11	13 10	March 30, 1892.	L. G. Pitman.	Expenses.
12	94 60	March 30, 1892.	A. F. Pentecost.	Expense and money.
13	12 95	March 30, 1892.	John M. Cannon.	Expenses.
14	3 00	March 30, 1892.	Evening Gazette Co	Printing.
15	404 35	March 30, 1892.	H. M. Hadley.	Plans & Specifications.
16	2 50	May 12, 1892.	T. R. Waggoner.	Freight paid on trees.
17	25 00	May 12, 1892.	M. M. Gough.	Surveying.
18	12 50	May 12, 1892.	John M. Cannon.	Expenses.
19	13 00	May 12, 1882.	E. C. Tritt.	Expenses.
20	28 00	May 12, 1892.	A. F. Pentecost.	Expenses.
21	27 00	May 12, 1892.	John R. Clark.	Expenses.
22	700 00	May 12, 1892.	C. H. Hollcraft.	Payment on building.
23	18 00	May 25, 1892.	A. F. Pentecost.	Expenses.
24	42 85	June 16, 1892.	L. G. Pitman.	Expenses.
25	15 50	June 16, 1892.	E. C. Tritt.	Expenses.
26	24 90	June 16, 1892.	John R. Clark.	Expenses.
27	12 00	June 16, 1892.	A. F. Pentecost.	Expenses.
28	21 80	June 16, 1892.	John M. Cannon.	Expenses.
29	8 50	June 16, 1892.	M. L. Bixler.	Printing.
30	20 00	June 16, 1892.	C. P. Conrad.	Testing stone.
31	3,000 00	June 16, 1892.	C. H. Hollcraft.	Payment on building.
*34	500 00	June 16, 1892.	I. D. Smead & Co.	Heating, vent. etc.
35	500 00	June 16, 1892.	I. D. Smead & Co.	Heating, vent. etc.
§42	1,800 00	July 8, 1882.	C. H. Hollcraft.	Payment on building.
43	264 00	July 19, 1892.	L. G. Pitman.	Freight.
44	2,500 00	August 5, 1892.	C. H. Hollcraft.	Payment on building.
45	132 05	August 9, 1892.	L. G. Pitman.	Expenses as R. and S.
46	28 25	August 9, 1892.	E. C. Tritt.	Expenses as R. and S.
47	48 00	August 9, 1892.	John M. Cannon.	Testing.
49	35 00	August 9, 1892.	L. G. Pitman.	L. P. Johnson, stone.
50	49 00	August 9, 1892.	A. F. Pentecost.	Expenses.
51	60 00	Sept. 1, 1892.	T. R. Waggoner.	Rent for school.
52	800 00	Sept. 1, 1892.	C. H. Hollcraft.	Payment on building.
53	24 00	Sept. 1, 1892.	A. F. Pentecost.	Expenses.
54	18 10	Sept. 1, 1892.	John R. Clark.	Expenses.
55	18 00	Sept. 1, 1892.	John M. Cannon.	Expenses.
56	24 50	Sept. 1, 1892.	E. C. Tritt.	Expenses.
57	75 00	Sept. 1, 1892.	F. S. E. Amos.	Teacher's salary.
58	166 66	Sept. 1, 1892.	D. R. Boyd.	Pres. salary.
59	3,200 00	Sept. 1, 1892.	C. H. Hollcraft,	Payment on building.
60	500 00	Sept. 9, 1892.	I. D. Smead & Co.	Heating, vent. etc.
61	500 00	Sept. 9, 1892.	I. D. Smead & Co.	Heating, vent. etc.

EXHIBIT "A."—UNIVERSITY WARRANTS.—(Continued.)

No	Amount.	Date.	To Whom.	For What Purpose.
62	1,000 00	Sept. 9, 1882.	I. D. Smead & Co.	Heating, vent. etc.
63	1,000 00	Sept. 9, 1882.	I. D. Smead & Co.	Heating, vent. etc.
64	7,560 00	Sept. 9, 1892.	I. D. Smead & Co.	Heating, vent. etc.
65	1,400 00	Sept. 9, 1892.	C. H. Hollcraft.	Payment on building.
66	13 00	Sept. 14, 1892.	M. S. Bixler.	Printing.
67	12 50	Sept. 14, 1892.	Evening Gazette Co.	Printing.
68	15 50	Sept. 16, 1892.	E. C. Tritt.	Expenses.
69	99 75	October 14, 1892.	Ed. P. Ingle.	Printing prospectus.
70	69 65	October 14, 1892.	Professor Boyd.	Money, freight, postage
71	233 34	October 14, 1892.	Professor Boyd.	Salary as president.
72	125 00	October 14, 1892.	W. N. Rice.	Teaching.
73	125 00	October 14, 1892.	E. DeBarr.	Teaching.
74	75 00	October 14, 1892.	F. S. E. Amos.	Teaching.
75	2,500 00	October 14, 1892.	C. H. Hollcraft.	Payment on building.
76	2,500 00	October 14, 1892.	C. H. Hollcraft.	Payment on building.
77	20 00	October 14, 1892.	A. F. Pentecost.	Expenses.
78	7 50	October 14, 1892.	State Capital Print. Co	Advertising.
79	3 00	October 14, 1892.	Ed. P. Ingle.	Advertising.
80	34 85	October 25, 1892.	L. G. Pitman.	Expenses.
81	42 20	October 25, 1892.	John R. Clark.	Expenses.
82	24 00	October 25, 1892.	A. F. Pentecost.	Expenses.
83	41 25	October 25, 1892.	John M. Cannon.	Expenses.
84	2 50	October 26, 1892.	T. F. Hensley	Advertising.
85	6 00	October 26, 1892.	"People's Voice."	Advertising.
86	16 00	October 26, 1892.	Guthrie Daily News.	Advertising.
87	3 00	October 26, 1892.	Sater & Moats.	Advertising.
88	5 00	October 26, 1892.	Purcell "Register."	Advertising.
89	1,400 00	October 26, 1892.	C. H. Hollcraft.	Payment on building.
90	2,924 00	October 26, 1892.	C. H. Hollcraft.	Payment on building.
91	31 00	October 26, 1892.	E. C. Tritt.	Expenses.
92	10 00	November 18, 1892.	A. F. Pentecost.	Expenses.
93	18 45	November 18, 1892.	John R. Clark.	Expenses.
94	15 70	November 18, 1892.	John M. Cannon.	Expenses.
95	3 00	November 22, 1892.	McGinley.	Four waste baskets.
96	12 25	November 22, 1892.	A. Tucker.	Janitor work.
97	15 05	November 22, 1892.	Professor Boyd.	Three doz. hymn b'ks.
98	9 00	November 22, 1892.	E. Bee Guthrie.	Advertising.
99	10 00	November 22, 1892.	Roscoe Helvey.	Janitor work.
100	12 00	November 22, 1892.	Evening Gazette Co.	Advertising.
101	4 50	November 22, 1892.	Brewer & Merritt.	Advertising.
102	15 00	November 22, 1892.	Teacher's salary, Oct.	Teacher's salary, Oct.
103	10 00	November 22, 1892.	Teacher's salary, Oct.	Teacher's salary, Oct.
104	10 00	November 22, 1892.	Teacher's salary, Oct.	Teacher's salary, Oct.
105	10 00	November 22, 1892.	Teacher's salary, Oct.	Teacher's salary, Oct.
106	10 00	November 22, 1892.	Teacher's salary, Oct.	Teacher's salary, Oct.
107	10 00	November 22, 1892.	Teacher's salary, Oct.	Teacher's salary, Oct.
108	10 00	November 22, 1892.	Teacher's salary, Oct.	Teacher's salary, Oct.
109	25 00	November 22, 1892.	E. DeBarr.	Teaching, Oct.
110	100 00	November 22, 1892.	E. DeBarr.	Teaching, Oct.
111	125 00	November 22, 1892.	W. N. Rice.	Teaching, Oct.
112	200 00	November 22, 1892.	D. R. Boyd.	President's salary.
113	3 50	November 22, 1892.	Norman Grain & C. Co	Coal and box.
114	3 00	November 22, 1892.	J. L. Admire.	Advertising.
115	3 00	November 22, 1892.	W. H. Diven.	Advertising.
116	10 20	November 22, 1892.	Ed. P. Ingle.	Printing & advertising
117	70 00	November 22, 1892.	John Meutch.	1,000 shade trees.

EXHIBIT "A."—UNIVERSITY WARRANTS.—(*Concluded.*)

No	Amount.	Date.	To Whom.	For What Purpose.
118	35 00	November 22, 1892	J. D. McGuire.	Stove pipe, etc.
119	16 50	November 22, 1892	Pryor Adkins.	Seventeen chairs.
120	77 00	November 22, 1892	M. L. Bixler.	Printing & advertising
121	8 90	November 22, 1892	Professor Boyd.	Postage. map, etc.
122	7 00	November 22, 1892	William Sankford.	Bookcase.
123	240 00	November 26, 1892	Thomas Kane & Co.	Desk and chairs.
124	100 00	November 26, 1892	Ebey & Upshaw.	Insurance.
125	100 00	November 26, 1892	Ebey & Upshaw.	Insurance.
126	100 00	November 26, 1892	Ebey & Upshaw.	Insurance.
127	100 00	November 26, 1892	Ebey & Upshaw.	Insurance.
128	100 00	November 26, 1892	Ebey & Upshaw.	Insurance.
129	75 00	December 7, 1892.	Professor F. S. Amos.	Teaching, November.
130	80 00	December 7, 1892.	Professor Boyd.	Salary for November.
131	120 00	December 7, 1892.	Professor Boyd.	Salary for November.
132	125 00	December 7, 1892.	Professor E. DeBarr.	Teaching, November.
133	125 00	December 7, 1892.	W. N. Rice.	Teaching, November.

* No's. 32 and 33 omitted by mistake; no issues of those numbers.

§ No's, 36, 37, 38, 39, 40 and 41 cancelled, and No's. 60, 61, 62, 63 and 64 issued instead.

.....
Secretary.

GUTHRIE, Oklahoma. March 16, 1892.

EXHIBIT "B."

TERRITORIAL TREASURER IN ACCOUNT WITH TERRITORIAL UNIVERSITY FUND.

Receipts from sale of Cleveland County University

bonds, sold under section 6794, Oklahoma Statutes

December 14, 1891.....\$10,000 00.

Receipts and collection of taxes to date for year 1891,

one-half mill on the dollar.

Payne County.....	143 75.
Beaver County.....	211 81.
Logan County.....	458 71.
Oklahoma County...	636 74.
Canadian County.....	235 61.
Cleveland County....	412 76.
Kingfisher County.....	301 32.
Oklahoma County...	12 25.
Cleveland County.....	1 23.

Total.....\$12,414 18.

OUTSTANDING INDEBTEDNESS.—WARRANTS ISSUED TO BOARD OF REGENTS.

No. 1, Times-Journal.....	\$ 3 50.
No. 2, R. Q. Blakeney.....	6 00.
No. 3, State Capital Printing Company.....	6 45.
No. 4, J. R. Clark.....	20 85.
No. 5, J. M. Cannon	39 75.
No. 6, E. C. Tritt.....	34 00.

OUTSTANDING INDEBTEDNESS.—(*Continued.*)

No. 7, L. G. Pitman.....	19 45.
No. 8, A. F. Pentecost.....	13 80.
No. 9, A. F. Pentecost.....	7 00.
No. 19, E. C. Tritt.....	11 00.
Total indebtedness.....	\$161 75.
Balance in treasury March 16, 1892, \$12,252.43.	

NORMAN, O. T., February 11, 1893.

The committee appointed by the Council and House of Representatives of the Legislative Assembly of the Territory of Oklahoma, met at Norman on this date in the Hotel Agnes, for the purpose of investigating into the needs and condition of the University of Oklahoma, and the disbursements made on the erection and maintainance of the same. All members of the committee were present. On motion of Mr. Beaty, Senator J. C. Pringey was made chairman of this committee. The stenographer was sworn when the testimony regarding the points at issue were taken, as follows:

Professor D. R. Boyd, being sworn, deposes and says, my name is D. R. Boyd.

Q. Professor, I will ask you when you were first employed as instructor or president of the Territorial University, and by whom were you employed?

A. I was employed at the meeting of the regents of the University of Oklahoma July 6, 1892, and began my duties the 1st of August, 1892.

Q. You may now state how many assistants you have under you, the number of students enrolled, the average daily attendance, the price paid to you, and the assistants.

A. We have now enrolled 116 students; there are sixty-four actual attendants; I do not know the average daily attendance; I have not computed it. We have three assistants besides myself, Professor William N. Rice, of latin and Greek languages, Professor Edwin DeBarr, professor of physics and chemistry, and Professor French S. E. Amos, instructor of civics and history. Professors Rice and DeBarr receive \$1,500 per year. Professor Amos receives \$900 per year. I receive \$2,400 in warrants. We began the work of preparing and publishing a prospectus, setting forth the course of study, and kind of instruction, expenses of attendance, and other matters of interest to students. The course of study set forth the work into departments. A three years' course of study preparatory work, and two years collegiate work. The collegiate includes four lines of study, classical course, philosophical course, and scientific course, and a full English course. Up to this time instructions have been given only in the preparatory department. The school opened September 15, with the enrollment of fifty-seven students. The announcement was made so late that nearly all the students in the Territory who contemplated college work had made their arrangements to attend institutions outside the Territory. I now have the address of over fifty of those with whom I am in correspondence, and it is quite certain that the college classes will be represented at least in the first two years of college work within the coming year. We have a number in the preparatory department now, who will be prepared to do some college work next year. We opened our school in rooms that were prepared by the citizens of Norman,

for the use of the county officials; these rooms were rented from the 15th of September until the 15th of December, by the Board of Regents for \$20 per month, with the understanding that we were to vacate the 31st of December, 1892. We have continued in the building by the permission of the county commissioners, who are waiting for us to vacate in order to permit the county officials to occupy these rooms. I think they will allow us to occupy them at least for some time, possibly for the rest of this year, but we have been unable to make arrangements for a definite time.

Q. I will ask you whether or not since you have resided or been in the city of Norman, that you have become familiar with the surrounding country and whether or not in your judgment that the Territorial Institute is located in a desirable place, and as healthy place as you see immediately adjoining the city of Norman?

A. I think the location is desirable from every point of view, as could be selected. I have found the town of Norman to be a healthy location, and while we have not occupied the University and have not lived out there. I have every reason to believe that it is as healthy location as could be selected. So far as I am able to learn, the people of Norman are satisfied with the location.

Q. From your experience, observation and knowledge from what you have read, in what direction would you prefer to have a public institution from a city in this climate or latitude with reference to sanitary conditions?

A. Unless there is some grave reason for another location in this climate, I would always place a school building or any other institution of the kind to the south and west, in order to avoid the smoke and gasses from the town being carried over to the building by the prevailing winds of this region. Our building is favorably located to avoid this trouble, and is also on a very fine elevation.

Q. I will ask you, professor, whether or not you charge a tuition or examining fee to applicants entering this college or University, and if so, how much?

A. No charges of any kind are made to students who have been residents of the Territory for one year; all others are charged \$20 per annum, or \$10 a semester.

Q. What amount of revenue has been turned in or paid in, to the Territorial Institute since you have had it in charge, from such fees?

A. Seventy-five dollars.

Q. Professor, I would like to ask you what the sentiment of the people here is as to the manner in which the Regents have conducted the business of the University relating to letting contracts and their action of the building, and also the location and erection?

A. So far as I know, the course of the Regents has met with substantial approval of the whole community; this is my judgment from what has transpired since I came here on the first of August. I have learned through conversation, that there was some dissatisfaction on the part of some citizens when the contract was first let, because material was not used in the structure of the building that was found in the vicinity; that criticism, however, has entirely disappeared, every one now seeing that the stone in this vicinity would not have answered for use in that building.

Q. Has there been any rumors here of questionable contract on the part

of the Regents in contracting for the erection of the University, or location of the same?

A. I have never heard anything of a definite character at all: I have heard some persons express disappointment that the University was not located at other points about the town, but I never heard any charges of bad conduct.

Q. Do you know whether or not any of the Board of Regents that located this building and let the contract for the erection of the same, got any deeds for any lots in the vicinity in which the Institute is located, or in the city of Norman, on or about the time of the location of the Institution or the letting of the contract for the building.

The interrogatory propounded by Mr. Beaty objected to by Mr. Greer and Mr. Johnston: objection sustained by the chairman, Senator Pringey.

Sustained by the chair for the reason, that there should be inserted in the question, "in consideration of the location of the University and the letting of contract for the erection of the same."

Q. By Mr. Greer--Do you know of any member of the Board of Regents who got any lots or money or other consideration as a consideration for his influence in the location of the University or in the letting of any of the contracts relating to the erection of the same?

Question objected to by Mr. Beaty, for the reason that it assumes that the witness now on the stand would know what the consideration was for property deeded to the Board of Regents at or about the time of the location of the Territorial Institution or the letting of the contracts for the building of the same, and further objected by Mr. Johnston, "for the reason that the concurrent resolution creating this special committee, limits the power of the committee, and this committee has no authority to inquire into the location of the Institution."

Mr. Pitman, Secretary of the Board of Regents, being present, asks in behalf of himself a full and thorough investigation of everything pertaining to the location of the University, or the erection of the same, and also suggests that the other members of the Board who are not present have indicated their willingness likewise.

Professor Boyd, in answer to the interrogatories, propounded by Mr. Greer, answers as follows:

A. I do not.

By Mr. Beaty:

Q. Professor, you may state what amount, in your judgment, is necessary for the completion of the University building, and the maintainance of the same for the fiscal year of 1893 and 1894?

A. We will need at least two more instructors and janitor, fuel and light for two years, we will need a library, and its furniture, we will need apparatus for teaching physics and chemistry and furniture for the same, together with other expenses, which is laying a walk to the University and furnishing recitation rooms, with chairs and desks. All of this would cost, I would say at least \$15,000. As to the expense of completing the building, I am not informed; this can be learned of the Secretary of the Board, and the contractor. I make this estimate from my belief that we will have at least two hundred students to provide for during the coming year.

E. R. BOYD.

W. C. Renfrow, being sworn, deposes and says:

Q. Where do you reside, Mr. Renfrow?

A. Norman.

Q. How long have you lived in the city of Norman?

A. Since July, 1890.

Q. Are you acquainted with the Board of Regents of the Territorial University located at this place?

A. I am acquainted with some of the Regents. Messrs. Pitman, Cannon, Pentecost and Clark.

Q. Do you know of any member of the Board of Regents, who got any lots or moneys or other consideration as a consideration for his influence for the location of the University or in the letting of the contracts for the erection of the same, or of any member of the Board of Regents, who had placed on record or became possessed of any lots in the city of Norman, on or about the time that the institution referred to above was located, or the contract let for the erection?

A. Being interested in the location of the University, I took considerable interest in the same, and after its location I learned that one of the Regents received lots in consideration of the location of the University at its present site. I went to the clerk's office, the register's office, I should say, and I found there about thirty lots deeded to Mr. Pentecost, I supposed one of the Regents; however, I do not know his initials. I do not know that that was the Regent Pentecost.

Q. Did the record show that there were any lots deeded or on record in the name of any of the other Regents with whom you are acquainted?

A. I found none.

By Greer.

Q. Who were the grantors in the deed on record conveying about thirty lots to this Mr. Pentecost?

A. As well as I can remember, Mr. Wallace.

Q. Can you give the full name?

A. No, sir, I cannot.

Q. Was this deed a conveyance of lots near where the University is now located?

A. Yes, sir, in that vicinity; in what is known as Waggoner's Addition.

Q. Who owned the addition at that time?

A. As I understand, Mr. Wallace.

By Mr. Pringey, chairman.

Q. Do you know that Mr. Wallace was acting agent for Mr. Waggoner?

A. I do not.

By Mr. Johnston.

Q. Do you know whether any of the Regents received any lots or other consideration for the location of the University?

A. I do not.

W. C. RENFROW.

William H. Bellamy, being sworn, deposes and says:

By Mr. Johnston.

Q. You may state your name and residence.

A. William H. Bellamy. Reside at Norman.

Q. What, if any, official position do you occupy?

A. I am Register of Deeds of Cleveland county.

Q. Do you know whether any of the Regents of the Territorial University own any property in this county as shown by the records, and if so, what?

A. I think Mr. Pentecost owns some lots; there is two Pentecosts owning lots here.

Q. Do you know whether Mr. Pentecost received those lots in consideration of the location of the University?

A. I do not.

By Mr. Pringey.

Q. Mr. Bellamy, you may state whether the Mr. Pentecost, whose name appears on the record is a member of the Board of Regents?

A. I do not know of my own knowledge whether he is or not.

Q. Do you know the initials of the Mr. Pentecost?

A. I do not.

By Mr. Greer.

Q. Does the record show any deeds to lots or other real estates in the name of Mr. Pittman, Mr. Cannon, Mr. Clark or Mr. Tritt, who are the other members of the Board of Regents?

A. I do not think they do; I am satisfied they do not.

WILLIAM H. BELLAMY.

NORMAN, O. T., Feb. 15, 1893.

Hon. J. C. Pringey:

DEAR SIR—As requested, I herewith forward you a certified copy of dates of lots transferred from W. T. Wallace and wife to J. L. Pentecost, also to H. W. Pentecost:

To J. L. Pentecost, lots 1 to 16 inclusive, block 14, Waggoner's first addition to the village of Norman. Date of deed, June 30, 1881, recorded August 22, 1891; consideration, \$800.

To H. W. Pentecost, lots 17 to 32 inclusive, in block 14, Waggoner's addition to the village of Norman. Date of deed, June 30, 1891, recorded August 22, 1891; consideration, \$800.

I hereby certify the above is a true statement of dates, lots, block and consideration, as my record shows.

[SEAL]

WILLIAM H. BELLAMY,
Register of Deeds,
Cleveland County, O. T.

Attached to and made an exhibit with the testimony of William H. Bellamy, register of deeds of Cleveland county.

J. C. HOFIUS,
Chief Clerk Council.

C. H. Hollcraft being sworn, deposes and says:

Question by Mr. Beaty:

Q. Where do you reside, Mr. Hollcraft?

A. Topeka, Kansas.

Q. Are you acquainted in the city of Norman, and how long have you been here?

A. Since the 25th day of March, 1892.

Q. What is your profession or occupation, Mr. Hollcraft?

A. General contractor.

Q. Did you have a contract for the erection of the University of the Ter-

ritory of Oklahoma at this place, or was you directly or indirectly interested in the same?

A. I had a contract.

Q. With whom did you make that contract, and when?

A. With the Board of Regents of the University of Oklahoma. I think on the 29th day of March, 1892.

Q. What was the consideration for the building of the Institute?

A. Twenty-six thousand three hundred and thirty dollars.

Q. Have you completed the building yet?

A. I have not.

Q. What amount of the pay have you received, and what amount of the work is now done, as near as you can tell?

A. In the neighborhood of \$16,000 or \$18,000. The building is enclosed, and partly plastered and locked up.

Q. What size is the building?

A. It is 59 feet and 8 inches by 119 feet and 4 inches.

Q. How many stories high is it?

A. Four.

Q. Of what material is the wall built?

A. The footings are of government standard concrete, 12 inches thick and 4 feet wide, except under the tower, which is 2 feet thick and four feet wide. The second footing is of Cottonwood Fall stone, 8 inches thick and 3 feet wide. (I mean stone from Cottonwood Falls, Kan.) The basement walls to the top of the grade are built of the same material, 22 inches thick; from the top of the grade to the bottom of the water table is made of the same stone, and is rock-faced range work. The water table is of the same material, smooth sawed. The remaining three stories are built of native brick, faced with Kansas City hydraulic pressed brick; the openings are trimmed with Cottonwood Falls smooth sawed stone. The approaches to the two front entrances are buttress steps, made of Cottonwood stone with drafted margin copings.

Q. I will ask you now to explain what process for the heating of the building, if any, was embodied in the contract?

A. There was none, nothing but stacks.

Q. Explain that heating apparatus clear out.

A. I built the stacks and brick work, that is all.

Q. You mean that is all that was implied in your part of the contract, do you?

A. That is all that I have anything to do with. The building is heated and ventilated by Isaac D. Smead's heating system, consisting of four furnaces and all connections and apparatus necessary for heating and ventilation of twenty-two rooms.

Q. Have you made an estimate of the amount that would be required for the completion of the building?

A. I have not, but can before the middle of the next week, if necessary.

Q. You may state of what material the building is roofed.

A. There is galvanized iron cornice. It is roofed with 2x8 rafters sheathed tight with 1-inch lumber and shingled with Washington red cedar shingles, except the tower, which has a roof of IX Gilbert's old method roofing plates

GUTHRIE, O. T., February 27, 1893.

L. G. Pitman, being called as a witness, being first duly sworn, testifies as follows:

Q. What was your first connection with the University of the Territory of Oklahoma?

A. I am a member of the Board of Regents and Secretary of the board.

Q. It is your duty, is it not, to keep all the financial records of the Board of Regents? Have you a statement of all the expenditures made by the board?

A. Yes, sir; I have a statement prepared of the financial condition of the University of Oklahoma.

Q. Please file herewith that statement as part of your evidence.

(Witness presents Exhibit "A.")

Q. How much money has come into the hands of the Board of Regents or into the Territorial Treasurer's hands for disbursement by the board?

A. I file herewith Exhibit "B." the Territorial Treasurer's statement, marked Exhibit "B."

Q. Did the board understand from law that it had unlimited power to draw warrants on the Territorial Treasurer? It seems that notwithstanding the fact that the cash receipts of the university has been about \$12,000 the board drew warrants for over \$32,000.

A. I am not able to say what the board understood as a board under the law. I am not of the opinion that they thought they had unlimited power, but they were quite sure that they could draw warrants to the extent of the money in the treasury and the tax levy for the year 1892. What the levy would be could only be approximated and it is possible that there were some warrants drawn in excess of the levy. Some of the members of the board thought that they could create a debt to erect suitable buildings for the University.

Q. It would appear from reading the law creating this University that the \$10,000 in bonds voted by Cleveland county was the only specific building fund at the disposal of the Board of Regents, and yet the board contracted for a building that cost about \$26,000. Where did the board think that the authority rested in making this contract in excess of the \$10,000 received from Cleveland county.

A. Section 6, on page 1097, of the Statutes, was construed by some of the board, I might say a majority of the board, to give them authority to erect a suitable building. On page 1079 of the Statutes, in section 1, is provided for the tax levy necessary to maintain and support the University.

Q. How did it happen, then, the board believing that it had the authority, that it did not complete the building and go on issuing warrants therefor?

A. There was a question arose on that point and it was thought best by some of the members of the board, and especially the Governor, who was ex-officio a member, to not issue any more warrants.

Q. Have warrants been issued to contractor for all the work and material so far put into the building?

A. The contract provides that a certain per cent. of the amount of material and labor performed shall be held back on each payment, and with that exception he has received the warrants that are due him.

Q. Your statement shows that about \$17,000 in warrants have been drawn

and paid to the contractor, so about \$9,000 will yet be due him when the building is completed.

A. Yes sir, something near that. .

Q. Were there any extras to come in above the contract price of \$26,330 for the erection of the building?

A. A supplemental contract was made when changing it from stone to brick, which was about \$1,900.

Q. How many bidders were there when the original building contract was let, and was the contract let to the lowest bidder, and how much of a bond was put up?

A. There were four original bids. C. H. Hollcraft, for the sum of \$26,330; Berthum Depew, \$26,600; Kahoe & Hendricks, \$29,000; and one bid which only provided to partially complete the building for \$22,549 by W. B. Aubrey. The contract was let to the lowest bidder and a bond for \$32,000 was given.

Q. How much did you pay Smead & Co. for the heating apparatus for this building, and did you receive bids from various manufacturers for this work?

A. The contract with Smead & Co. amounted to \$4,756, 50 per cent. or one-half, to be paid in one year, 25 per cent. in two years and 25 per cent. to be paid in three years from June 15, 1892, for which warrants have been drawn. The heating contract was not let upon bids, there being no two systems of heating and ventilating buildings alike. The board upon an examination of the Isaac D. Smead Co. though it the best, and the terms being favorable the contract was made.

Q. It has been charged that in consideration for the location of the University on a certain site certain members of the Board of Regents received lots in what is known as Waggoner's addition to the city of Norman. Did you get any of these lots?

A. If there were any lots given to any member of the Board of Regents I know nothing of it. I received no lots myself, nor money, nor any other consideration for the location of the University. I never owned a lot in Waggoner's addition or in any other part of the city of Norman, either before or since the location of the University, nor do I own any now, nor was I ever offered any.

By Mr. Beaty.

Q. Who was the architect employed to draft the plans and specification for this building; was that done by contract, and if so, who contracted with him?

A. H. M. Hadley of Topeka, Kan., was the architect. The plans were submitted to the board by a gentleman by the name of Mackin, of Tyler, Tex., and by Mr. Foucart of Guthrie, besides those of Mr. Hadley. Hadley's plans were selected by the board and he was employed to prepare the plans. It was done by contract.

Q. Mr. Pitman, do you know or have reason to believe, from information given by any of the Board of Regents, that any member of the board received lots or other consideration for the location of that building?

A. No sir. I do not.

L. G. PITMAN.

GUTHRIE, O. T., February 27, 1893.

D. B. Lawhead, being called as a witness, after first being duly sworn, testified as follows:

By Mr. Pringey.

Q. You may state your official position.

A. Deputy Aditor.

Q. You may state what taxes is due this university, or what has been paid it.

A. The amount due Territorial University from the $\frac{1}{2}$ mill levy on the assessed valuation of the property of the Territory was \$3,439 45 and 5 mills, for the year ending 1891.

Q. Take the next year.

A. The $\frac{1}{2}$ mill levy for the year 1892 was \$5,742.57 and 5 mills. The amount due the University from the sale of bonds was \$10,000.

Q. Has the secretary of this University furnished you with an itemized statement of the financial condition of the University as required by law?

A. No, sir; the law does not require the secretary to furnish a report.

Q. What amount of warrants have been issued in excess of the taxes paid in?

A. I have no means of knowing until the warrants are redeemed and returned by the Territorial treaeurer.

D. B. LAWHEAD.

Senator J. M. Cannon being sworn testified as follows.

By Pringey.

Q. You may state whether or not you are a member of the Board of Regents of the Territorial University?

A. I am.

Q. Do you know of any member of the Board in consideration of the location of said University having received any lots, money or other consideration for the location of said Institution at Norman?

A. I do not.

Q. To whom was the contract let for the construction of the building?

A. H. C. Hollcraft.

Q. What amount of funds was at that time available?

A. The \$10,000 in cash that had been placed in the treasury from the sale of the Cleveland county bonds. The half mill which amounted to \$3,349.46.

By Beaty.

Q. Was that contract as originally made for the erection of that building was to be made out of stone, was it not?

A. The native red stone trimmed with white stone.

Q. What was the price agreed to be paid for the building built out of stone?

A. \$26,330.

Q. Did you afterwards change the contract, and if so, what induced you to do it?

A. The Board of Regents was called to Norman to investigate the stone, there having been some complaint that the stone was not good. We went down there and viewed the stone; it was just after a long continued rain and from their appearance seemed absolutely unfit for the building, and many of the inhabitants persisted that they should use the native stone. We took specimens of the best stone out of the quarries and sent them to St. Louis, Mo., Rolla, Mo., and Stillwater, to be analyzed and they pronounced them unfit.

Q. Was the price of the building increased by changing the building from stone to brick, and if so, how much?

A. It was in the sum of \$1.900.

JOHN M. CANNON.

AGRICULTURAL AND MECHANICAL COLLEGE AND EXPERIMENTAL STATION.

GUTHRIE, Oklahoma, March 1, 1893.

To the Legislative Assembly of the Territory of Oklahoma:

We, your special committee appointed to investigate the condition of the Agricultural and Mechanical College and Experimental Station located at Stillwater, respectfully submit the following report:

That we find the Experimental Station in a high state of cultivation and much has been done to determine the grains and fruits adapted to this soil and climate. In compliance with the law the people of Stillwater and vicinity have not only donated the eighty acres required by law but have given two hundred acres on which to establish said institution. The \$10,000 bonds required to be floated at par the Secretary of the Territory has been unable to do. The fund arising from the sale of said bonds was to be used in the erection of a college and failing to float the bonds the people of said vicinity have furnished a building reasonably comfortable for the accommodation of said school and the expenses of maintaining this building has been paid by the people of Stillwater.

We herewith append an itemized statement of all funds received and disbursed in connection with said institution and all other facts deduced from evidence taken regarding this institution.

We find the people of Stillwater and vicinity thoroughly alive to the importance of this institution and ready to do all in their power to forward its interests. The faculty of the college seems to be composed of first class educators and the Experimental Station to be in charge of men skilled in agriculture and horticulture and capable of developing information of vast benefit to the agricultural class of Oklahoma.

J. C. PRINGEY, Chairman.

FRANK H. GREER,

L. P. ROSS,

J. M. JOHNSTON.

STILLWATER, Oklahoma, Feb. 13, 1893.

Committee appointed by the House of Representatives of the Legislative Assembly of the Territory of Oklahoma, met at Stillwater, on this date at the office of President H. J. Barker, for the purpose of investigating into the needs and condition of the Oklahoma Territorial Agriculture and Mechanical College and the disbursements made in the erection of buildings and other improvements at the Experimental station and for the maintainance of the Station and College.

All members of the committee were present with Chairman J. C. Pringley presiding.

The following evidence was taken by Miss Hattie Horton, the official clerk of this committee.

Prof. R. J. Barker, being duly sworn, deposes and says:

I became connected with this institution by appointment by the Governor of Oklahoma Territory, about the 24, December, 1890. I was commis-

sioned, or in other words took the oath of office as a member of the Board of Regents on or about the 25th day of June, 1891. The Board of Regents of the Agriculture and Mechanical College was organized June 25, 1891, by electing R. J. Barker, President and Secretary; and A. A. Ewing, Treasurer. After the organization of the Board no meeting was had and nothing was done until the 13th day of August, 1891, when the Board met and considered the proposition of opening the College and Experiment Station. At this meeting the name of Doctor J. C. Neal was brought before the Board by Governor Steele as a suitable person for director of the Station. It was advised at that meeting that the President of the Board notify Dr. J. C. Neal that he was elected director. John A. Wimberly was elected Superintendent of buildings on the 25th day of November, 1891, with power to contract in the name of the Board of Regents for the erection of a residence for the Director not to exceed a cost of \$1,300.00, a laboratory not to exceed \$700.00 a house for superintendant of farm, not to exceed \$400.00, and barn and sheds not to exceed \$600.00. These several sums aggregating the amount available for building purposes, (\$3,000.00,) out of the Hatch fund.

By Mr. Beaty:

Q. Were you a member of the Board at the time these contracts were let by Mr. Wimberly?

A. I was.

Q. Were those bids opened at a meeting of the Board or did Mr. Wimberly receive an open bid and let the contract?

A. Mr. Wimberly received, opened the bids, and contracted for the construction of the buildings under authority of the Board of Regents.

Q. Professor, you may describe the dimensions of the laboratory?

A. 24 feet by 32 feet, one story high with basement.

Q. Prof. when did the school start here?

A. The 13th day of December, 1891.

Q. In what building, and if rented, how much rent did you have to pay?

A. In the Congregational Church, which was furnished to the College gratuitously. The buildings occupied by the College at the present time are furnished by the city council and are paid for out of city funds. The College has never been at any expense in furnishing buildings. They have also furnished the fuel and the janitor for these buildings.

Q. How many and what are the different departments now?

A. The College consists of the following departments now: The department of Agriculture, in which the science of Agriculture is taught from text books, by lecturers, and by actual contact with the work, by Prof. A. C. Magruder, who is from the Agricultural College of Mississippi, at a salary of \$1,500.00 per annum. English literature, in which is taught all English branches and such scientific branches as appertained to Agriculture and the mechanic arts, military tactics and discipline by Prof. W. W. Hutto, from Manhattan, Kansas, at a salary of \$1,200.00 per year. Chemistry, in which the science of chemistry, organic and inorganic, analytical and synthetical is taught by Prof. Geo. D. Holter, of State College, Pennsylvania, at a salary of \$1,500.00 per year. Mathematics, in which is taught the science of mathematics as far as differential calculus, by Prof. E. F. Clark, of Stillwater, O. T. Natural science, by Mr. Neal, in which is taught such natural sciences as are beneficial to the students in agriculture, horticulture and the general indus-

tries of life. Physical Science, by Prof. L. Holter, in which physical science is taught. Prof. Clark receives a salary of \$1,200.00 per year.

Q. Did the Board of Regents audit accounts for the erection of those buildings as having been referred to being contracted by Mr. Wimberly?

A. I will just state that the exact shape in which those accounts were brought to the Board I do not know, but I think they were brought in the form of bills, which were regularly passed upon and allowed by the Board: that is my recollection of the matter.

Q. As a member of the Board, are you able at this time to say from memory that the bills were audited and passed upon by the Board?

A. I will just state that to the best of my recollection they were.

By Mr. Pringey:

Q. Is it not the duty of the Board to audit all accounts?

A. It is.

By Mr. Greer.

Q. Professor, what do you think are the needs of the Agricultural and Mechanical College for the next two years in the way of appropriation for buildings, incidentals, etc?

A. The Federal government I will say, in appropriating funds under the Morrill act contemplates that this fund be employed in the payment of the salaries of professors and instructors in the mechanic arts, agriculture, natural and physical sciences, military discipline, etc., and that no part of it may be used or can be used in expenses other than those named. The erection of buildings and furnishing the same are specifically prohibited by this act and any violation or misappropriation by the Territory of Oklahoma of this fund is punishable by the forfeit of said funds for any year, or time, in which restitution has not been made. For the erection of college buildings and furnishing the same I will estimate that it will cost \$27,000.00, a very modest sum. For an armory I would estimate \$2,000.00. For the erection and equipment of a laboratory \$5,500.90. For the incidental expenses of the college, for which we have no available fund at the present time, such as the publishing of reports, catalogues, the furnishing of blank books needed in the various departments, chalk, ink, and other supplies, also fuel, janitor service and incidental expenses too numerous to mention, I estimate that \$1,000.00 is necessary for the present fiscal year. I estimate \$5,000.00 for a mechanic's hall, in which will be taught the various Mechanic arts, as required by act of Congress of 1890.

I estimate in other words that \$40,000.00 will no more than cover the present needs of the College alone.

R. J. BARKER,

Trustee A. & M. College.

James C. Neal, being duly sworn deposes and says as follows:

That I am Prof. of Natural Science Agricultural and Mechanical College, of Oklahoma Territory and Director of Experiment Station located at Stillwater, Payne County, Oklahoma Territory.

Q. Doctor will you state what is the condition of the farm at this time, what has been the developments as to seeds planted and the result of the planting, state the varieties? What is the number of acres embraced and how this land was obtained?

A. I will state that the farm was donated by the citizens of Stillwater, there being 200 acres, December 1st, 1891, I began operating by

plowing prairie land in section 14, township 19, range 2 east. Fifty acres in that section was improved as follows: Fifty-three acres also was plowed in section 15, same range, the grounds were also fenced, a road sixty-six feet wide was laid out around the farm and on section line, roads were also laid out in various directions over the farm to promote communication. During last year experiments were made with varieties of oats, corn, cow-peas, cotton, sorghum, clovers, and grasses, a selection of fruit trees was also planted embracing all varieties probably of value for this climate and section, see bulletin No 2. for particulars. The buildings for the Station are director's office and residence costing \$1,297.00, a laboratory costing \$700.00, superintendent's house costing \$400.00, barns and sheds costing \$600.00, total amount being \$3,000.00. These were erected between January 1892 and May 1892. Additions have since been made amounting to \$550.00, during July and August, 1892. At present we have 25 varieties of wheat, as an experiment and are preparing ground for experimentation this year with all obtainable varieties of oats, corn, barley, cotton, sorghum, clovers and grasses, as well as other food plants. The orchard will be extended to embrace all varieties of value to this climate and section. Experiments in horticulture will also be undertaken to determine varieties and value of vegetables and small fruits for this section. I consider the land worth at the usual selling prices in this section \$72 per acre. A system of water works has been in progress six months, costing over \$2,000.00. A complete outfit of meteorological instruments is being set up for record of the weather in all its phases. A collection of insects will also be made for use in determining those which are destructive or beneficial. The stock upon the farm at present consists of four horses, two mules, four cows and two bulls. We have also a large amount of machinery, farming tools, and implements for carrying on the farm, and of use as illustrations in the department of agriculture in the college.

Q. I will ask you to state the number of employes under your supervision and the prices paid?

A. Superintendent on the farm, \$100.00 per month; one mechanic, \$50.00 per month; four regular hands, \$40.00 per month; janitor and assistant \$30.00 per month. We employ also when needed day laborers at 15 cents per hour for time actually employed. The entire farm has been enclosed with a wire fence. There are two reservoirs constructed and to be used as fish ponds.

By Mr. Pringey.

Q. What was the amount of the first appropriation for the fiscal year of 1891?

A. \$15,000.00.

Q. You may state the appropriation for the fiscal year 1892?

A. The same, \$15,000.00. \$26,250.00 have been placed in the hands of the treasurer of the Board of Regents.

Q. What has been expended on the station, and what has been paid out in salaries to the Board of Regents also to the employes of the station and all other expenses incidental to the station?

A. Expenses to the Board of Regents up to date for college and station is \$3,261.75.

Q. To whom was this money paid?

A. Mr. Wimberly was paid expenses and per diem \$82.80 to the 1st day of July, 1892, expenses and per diem to January 1st, 1893, \$57.00, making a

total of expenses and per diem of \$139.80; as superintendent of buildings he received \$525.75, with the expenses \$54.30; as a member of the purchasing committee he received \$17.05; for excursions \$225.00; total \$1,194.40.

Mr. Lain—Expenses of per diem from January to July 1st, 1892, \$76.50; from July to January 1892, \$27.00; as a member of the purchasing committee, \$198.30; excursions, \$225.00; as a member of the building committee, \$77.40; total \$604.20.

T. Little.—Expenses from June 1892 to January, 1893, \$75.00; as member of purchasing committee, \$66.75; as member of building committee, \$111.00; excursions, \$225.00; total \$477.75.

A. A. Ewing.—Expenses to July 1st, 1892, \$117.00; expenses from July to January, 1892, \$40.15; excursions, \$250.00; salary as treasure, \$250; total \$657.15.

R. J. Barker.—Expenses to July 1st, \$95.00; excursion, \$100.00; total, \$195.00.

By Mr. Beaty.

Q. What time in the year was it that the Board visited the institution in Texas that you have referred to?

A. That, I can not tell exactly with the exception of Mr. Little who visited there the last week of December.

Q Mr Little visited the state of Texas in the interest of the college here in the last days of December, his time of term of office expired on the 1st day of January following and you have not had any report from him since, have you?

A. No sir.

Q. He was paid by the Board and out of the funds for that visit was he not?

A. I can not say, but I think he was. Corroborated by Mr. Barker that he was.

By Mr. Greer.

Q. Mr. Wimberley and Mr Lane. you have stated, also visited the Texas Agriculture College for information, to be applied to the betterment of this college and station; have you had any official report from either of them on the result of that visit?

A. I have not. Mr. Barker corroborates that he has not.

Q. You stated that President Barker, Mr. Ewing, Mr. Wimberly, Mr. Lane and Mr. Little visited the Agriculture College of Kansas for information for use in the establishing of the college and station here, the expenses of which trip was paid from the government funds; was the information obtained on that visit used to the benefit of the institution here, in a way that proved of absolute service in the conduct and establishment of this institution?

A. I should think it was. Corroborated by President Barker. I desire to state that, upon the information obtained on that trip the Agriculture and Mechanical College of this territory was founded. I took a detailed account of the business methods and workings of that institution and have aimed to conform this institution as nearly as practicable to them, and in this institution we consider that we have but a reflection of the Agriculture and Mechanical College of Kansas.

By Mr. Pringey.

Q. You may state the expenses other than those of the Professor's

and the Board of Regents that has been expended on the station, including machinery, stock, employes, and all the incidentals? You may make the reports of the expenditures of each month.

A.

November, 1891.....	\$ 75.88.
December, "	45.90.
January, 1892	78.00.
February, "	279.37.
March, "	275.94.
April, "	473.67.
May, "	526.56
June, "	467.67.

Total..... \$2,222.99.

July, 1893	\$ 382.99.
August, "	301.00.
Sept'mb'r "	443.66.
October, "	649.29.
Novemb'r "	350.09.
Decemb'r "	284.70.

Total to January 1st,.....\$2,411.75.

January, 1893,\$ 275 28

Q. You may proceed Dotcor, to state any other item of expense, the purchasing of stock, implements, freight, or any other item of expense pertaining to the station?

A.

Expenses of Director to July 1, 1892.....	\$ 89 13
January 1, 1893.....	56 65
Expense of freight, to June 30, 1893.....	334 94
To January 1, 1893.....	41 00
January, express.....	13 14
Feed, until June 30, 1892.....	88 24
Until January 1, 1893...	235 91
January, 1893.....	15 73
Fencing, to June 30, 1892.....	210 86
To January 1, 1893.....	60 00
January, 1893.....	13 23
Implements, to January 30, 1892.....	970 62
Insurance.....	54 50
Expense of Laboratory, to June 30, 1892.....	1,601 38
To January, 1893.....	1,593 37
January, 1893.....	42 50
Library, to June 30, 1892.....	254 03
January, 1893.....	81 85
Miscellaneous expenses, to June 30, 1892.....	122 57
January 1, 1893	142 30
January, "	24 85
Office supplies, to June 30, 1892...	402 50
January 1, 1893.....	25 75
January, "	9 65

Postage, to June 30, 1892.....	64 82
January 1, 1893.....	31 30
January, ".....	17 00
Printing, to June 30, 1892.....	53 90
January 1, 1893.....	40 75
Repairs, to January 1, 1893.....	26 15
Seeds, to June 30, 1892.....	232 01
January 1, 1893.....	24 77
Stock, to June 30, 1892.....	300 00
January 1, 1893.....	320 82
Trees, to June 30, 1892.....	420 60
Water supply, June 30,.....	1,513 57
January 1, 1893.....	425 62
Bulletin, to June 30, 1892.....	150 00
January 1, 1893.....	143 50
Buildings, to June 30, 1892.....	3,000 00
To January 1, 1893.....	652 50
Expenses during January.....	50 00
Salaries, to June 30, 1892.....	2,093 44
To January 1, 1893.....	2,350 08
January salary.....	391 68

Monthly total.

October, 1891.....	\$ 122 18.
November, ".....	202 88.
December, ".....	447 81.
January, 1892.....	1,012 84.
February, ".....	2,501 84.
March, ".....	1,923 63.
April, ".....	3,568 92.
May, ".....	2,250 65.
June, ".....	2,969 25.

Grand total.....\$15,000 00.

July, 1893.....	\$ 1,069 25.
August, ".....	852 73.
September, ".....	448 63.
October, ".....	1,183 68.
November, ".....	1,533 42.
December, ".....	1,493 24.
January, 1893.....	937 43.
Salary of Ewing.....	250 00.

\$7,768 37.

J. C. NEAL.

President R. J. Barker being recalled.

By Mr. Pringey.

Q. President R. J. Barker, you may state your disbursements under the Morill Act or Government fund for the fiscal year ending June 30, 1892?

A. I desire to state that under the head of agriculture, that the following amounts were disbursed:

For salaries.	\$ 336 18
For apparatus.....	324 02
Machinery.....	1,606 37
Text and reference books...	571 75
Stock and material	3,241 26

Total on account of agriculture.....\$6,079 58

Disbursed on account of mathematical science:

On account of salaries.....	\$ 814 86
On account of apparatus.....	1,215 00
On account of text and reference books.....	15 87
On account of stock and material.....	74 07

Total disbursements on account of mathematics....\$2,119 80

Disbursements on account of English literature:

On account of salaries.....	\$ 890 47
On account of text and reference books.....	1,774 96
On account of stock and material.....	178 27

Total disbursements on account of English literature.....\$2,843 70

Disbursements on account of physical science:

On account of salaries.....	\$ 185 69
On account of apparatus	1,953 24
On account of machinery	62 77
On account of text and reference books....	499 30
On account of stock and material	591 85

Total disbursements on account of physical science.....\$5,292 84

Disbursements on account of natural science:

On account of salaries.....	\$ 60 70
On account of apparatus.....	2,009 88
On account of text and reference books.....	494 67
On account of stock and material.....	98 83

Total disbursements on account of natural science.....\$ 2664 08

Grand total disbursed under the above heads.....\$17,000 00

Q. Prof. R. J. Barker, you may state what amount of funds you received from the Government fund under the Morrill act for the fiscal year ending 1892?

A. \$17,000.00.

Q. You may state what you have received for the fiscal year ending June 30, 1892?

A. We have received \$18,000.00.

Q. Mr. Barker, you may state what amount of money you have disbursed for the present fiscal year?

A. I can not state definitely what amount has been disbursed but will state the following as approximately correct; on account of salaries, \$3,193.24; for all other purposes including books and periodicals, freight, express charges, etc., \$4,807.00; making the total expenditures for the fiscal year so far, \$8,000.24. The estimate may be wide of the mark, but from the information at hand at this time, to the best of my ability, this is approximately correct. Under our system, we audit the accounts of the college

but once a year, that is the total accounts, I mean. It will be seen that this leaves a balance in the treasury at this time of about \$10,000.

By Mr. Pringey.

Q. What is your daily attendance, and what do you calculate the increase for the coming year?

A. Our average daily attendance is 95 pupils; we estimate that our school will be doubled next year.

Q. You may state the number of pupils enrolled at this present time?

A. Our record shows an enrollment of 126 students.

Q. How do you account for an average daily attendance of 95, when you have an enrollment of 126?

A. At least a dozen of the students are teaching in the common schools of this county at the present time.

R. J. BARKER,
Pres. A. & M. College.

John Kipp, being sworn, deposes and says;

By Mr. Pringey.

Q. Mr. Kipp, you may state if you had under contract the erection of the buildings of the Agriculture, Mechanical and Experiment Station at this point?

A. We did, the firm of Willis & Kipp.

Q. What was the nature and extent of your contract?

A. We had the contract of the director's house, laboratory building, the residence of the superintendant of the farm, and the barn; that is all of our first contract. We afterwards put an addition the laboratory and barn; that is the nature of our contract; we had other work by the day.

Q. You may state Mr. Kipp, the cost of constructing each separate building?

A. I can not do it without referring to the books.

Q. Can you give the total?

A. The total was \$3,000.00.

By Mr. Greer.

Q. How many bidders were there when these contracts were let?

A. Two other firms from here besides ourselves, and other firms from abroad.

Q. You got the contract by virtue of being the lowest bidder did you?

A. Yes sir.

JOHN KIPP.

Mr. Ormsbee moved

That the report of the committee be printed.

Which motion did not prevail.

Mr. Cunningham moved

That the special order heretofore adopted by the House for the consideration of bills be continued until 4:30 p. m.

Motion carried.

On motion House went into Committee of the Whole House for consideration of

House Bill No. 158,

Which was made a special order for 4:30 p. m. with Mr. Cunningham in the chair.

At 6 p. m. the committee arose and reported as follows:

Mr. Speaker.

The Committee of the Whole House, having had under consideration House Bill No. 158,

Amended it by the addition of several sections, and as amended recommend that it do pass.

Mr. Ormsbee moved,

As a substitute for the report of the Committee of the Whole House That House Bill No. 158

Do not pass.

The roll being called on the substitute there were:

Yeas, 9.

Nays, 12.

Those voting in the affirmative:

Allen of Twenty-first district, Beaty, Carrington, Moyle, Ozmun, Ormsbee, Peery, Stovall and Mr. Speaker.

Those voting in the negative:

Allen of Sixth district, Brennan, Cunningham, Faris, Farnsworth, Greer, Johnston, Merrick, Rathbun, Scott, Wallace and Wimberly.

So the substitute for the report of the committee did not prevail.

On motion the report of the committee was adopted.

The speaker then announced that

House Bill No. 158

Was still on second reading and open to amendment.

Mr. Ormsbee moved

To amend by inserting a section as section 11, as follows:

Section 11. Section 21 and 34 of chapter 33 of the Statutes of Oklahoma Territory be and the same are hereby repealed.

On motion the amendment was adopted.

On motion the House adjourn until 7:30 p. m.

EVENING SESSION.

House called to order by Mr. Speaker.

Roll call found a quorum present.

Regular order of business.

Bills on their passage.

Council Bill No. 80

Having been read third time, was placed upon its passage.

The question being

Shall Council Bill No. 80 pass?

The roll call showed:

Yeas, 17.

Nays, 4.

Those voting in the affirmative:

Allen of Sixth district, Beaty, Brennan, Carrington, Cunningham, Farnsworth, Greer, Merrick, Moyle, Ozmun, Ormsbee, Peery, Pfaff, Rathbun, Scott, Stone and Wallace.

Those voting in the negative:

Allen of Twenty-first district, Faris, Stanley, Wallace, Mr. Speaker.

So Council Bill No: 80

Passed and the title was agreed to.

Moved that rules be suspended and that all bills on their passage be read third time by title.

The roll being called there were:

Yeas, 17.

Nays, 5.

Those voting in the affirmative:

Allen of Sixth district, Allen of Twenty-first district, Beaty, Brennan, Carrington, Cunningham, Farnsworth, Greer, McDaniel, Merrick, Moyle, Ozmun, Pfaff, Scott, Stone, Wimberly and Mr. Speaker.

Those voting in the negative:

Faris, Ormsbee, Rathbun, Stanley and Wallace.

The motion prevailed.

House Bill No. 121,

Being on its passage, the question being
Shall the bill pass?

The roll being called there were:

Yeas, 22.

Nays, 1.

Those voting in the affirmative:

Allen of Sixth district, Allen of Twenty-first district, Beaty, Brennan, Carrington, Cunningham, Farnsworth, Greer, Johnston, McDaniel, Merrick, Ozmun, Peery, Rathbun, Scott, Stanley, Stovall, Stone, Wallace, Wimberly and Mr. Speaker.

Those voting in the negative: Ormsbee.

So House Bill No. 121

Passed and the title was agreed to.

House Bill No. 95,

Being placed upon its passage, the question was
Shall the Bill pass?

The roll being called there were:

Yeas, 20.

Nays, 1.

Those voting in the affirmative:

Allen of Sixth district, Allen of Twenty-first district, Brennan, Carrington, Cunningham, Faris, Farnsworth, Greer, Johnston, McDaniel, Merrick, Ozmun, Peery, Rathbun, Scott, Stanley, Stone, Wallace, Wimberly and Mr. Speaker.

Those voting in the negative: Ormsbee.

So House Bill No. 95

Passed and the title was agreed to.

House Bill No. 97

Being placed upon its passage, the question was
Shall the bill pass?

The roll being called there were:

Yeas, 19.

Nays, 2.

Those voting in the affirmative:

Allen of Sixth district, Allen of Twenty-first district, Brennan, Car-
rington, Cunningham, Faris, Farnsworth, Greer, Johnston, McDaniel,
Merrick, Ozmun, Peery, Rathbun, Scott, Stanley, Stone, Wallace and
Wimberly.

Those voting in the negative:

Ormsbee and Mr. Speaker.

So House Bill No. 97

Passed and the title was agreed to.

House Bill No. 99,

Being placed upon its passage the question was:

Shall the bill pass?

The roll being called there were.

Yeas, 5.

Nays, 15.

Those voting in the affirmative:

Allen of Twenty-first district, Farnsworth, McDaniel, Ormsbee and
Mr. Speaker.

Those voting in the negative:

Allen of Sixth district, Beaty, Cunningham, Faris, Greer, Johnston,
Merrick, Ozmun, Peery, Pfaff, Rathbun, Scott, Stanley, Wallace and
Wimberly.

So House Bill No. 99,

Having failed to receive a majority, did not pass.

Council Bill No. 121,

Was placed upon its passage, the question being

Shall the bill pass?

The roll being called there were:

Yeas, 14.

Nays, 8.

Those voting in the affirmative:

Allen of Sixth district, Allen of Twenty-first district, Beaty, Brennan,
Faris, Greer, Johnston, McDaniel, Pfaff, Scott, Stovall, Stone, Wallace
and Wimberly.

Those voting in the negative:

Cunningham, Farnsworth, Merrick, Ozmun, Ormsbee, Rathbun, Stan-
ley and Mr. Speaker.

So Council Bill No. 121

Passed and the title was agreed to.

On motion the House resolved itself into Committee of the Whole
House for consideration of bills on the calendar, with Mr. Peery in
the chair.

At 9:45 o'clock p. m. the committee arose and reported as follows:

Mr. Speaker.

The Committee of the Whole House, having had under consideration House Bill No. 59,

After amending the same, recommend that it do pass.

Having had

House Bill No. 105

Under consideration, and recommend that the bill do not pass.

Mr. Cunningham moved,

As a substitute for the report of the committee on

House Bill No. 105,

That the bill do pass.

Roll call showed:

Yeas, 11.

Nays, 14.

Those voting in the affirmative:

Allen of Sixth district, Allen of Twenty-first district, Brennan, Clardy, Faris, Johnston, McDaniel, Merrick, Ormsbee, Rathbun and Scott.

Those voting in the negative:

Beaty, Carrington, Cunningham, Farnsworth, Greer, Moyle, Ozmun, Peery, Pfaff, Stovall, Stone, Wallace, Wimberly and Mr. Speaker.

So the substitute did not prevail.

On the adoption of the report that

House Bill No. 105

Do not pass,

The roll call showed:

Yeas, 13.

Nays, 11.

Those voting in the affirmative:

Beaty, Carrington, Faris, Greer, Moyle, Ozmun, Peery, Pfaff, Scott, Stovall, Wallace, Wimberly and Mr. Speaker.

Those voting in the negative:

Allen of Sixth district, Allen of Twenty-first district, Brennan, Cunningham, Farnsworth, Johnston, McDaniel, Merrick, Ormsbee, Rathbun and Stone.

So the report of the committee was adopted.

It was moved that

House Bill No. 59

Be considered engrossed, read third time by title and placed upon its passage.

Motion carried.

On motion the House adjourned.

P. O. CASSIDY,
Chief Clerk.

FIFTY-EIGHTH DAY.

GUTHRIE, O. T., March 8, 1893.

House met pursuant to adjournment.

Roll call found all members present except:

Mr. Clardy, who was excused.

Prayer by Chaplain.

The reading of the Journal dispensed with.

On motion House resolved itself into Committee of the Whole House for the consideration of bills on special order, with Mr. Johnston in the chair.

At 11:55 o'clock a. m. the committee arose and through its chairman reported as follows:

Mr. Speaker:

I am directed by the Committee of the Whole to report to the House that we had under consideration

House Bill No. 65

And after amending the same by striking out all of said bill except the enacting clause and inserting in lieu thereof a substitute, and as amended do pass. We had under consideration

House Bill No. 129

And after amending the same in various ways, except section 3, report progress and ask leave to sit again at 2 o'clock p. m.

Mr. McDaniel moved

As a substitute for report of Committee of the Whole House on

House Bill No. 65

That the bill do pass.

Motion carried.

Mr. Cunningham moved

That rules be suspended and that substitute for

House Bill No. 65.

Be considered engrossed, read third time and placed upon its passage.

The roll being called there were:

Yeas, 20.

Nays, 3.

Those voting in the affirmative were:

Allen of the Sixth district, Beaty, Brennan, Carrington, Cunningham,

Faris, Farnsworth, Greer, Johnston, McDaniel, Merrick, Moyle, Ozmun, Ormsbee, Peery, Pfaff, Stovall, Wallace, Wimberly and Mr. Speaker.

Those voting in the negative were:

Allen of the Twenty-first district, Rathbun and Stone.

Absent and not voting:

Clardy, Scott and Stanley.

So the rules were suspended and substitute for
House Bill No. 65,

Was considered engrossed, read third time and placed upon its
passage.

The question being

Shall substitute for House Bill No. 65 pass?

The roll being called there were:

Yeas, 24.

Nays, 1.

Those voting in the affirmative were:

Allen of the Sixth district, Allen of the Twenty-first, Beaty, Brennan, Carrington, Cunningham, Faris, Farnsworth, Greer, Johnston, McDaniel, Merrick, Moyle, Ozmun, Ormsbee, Peery, Pfaff, Scott, Stanley, Stovall, Stone, Wallace, Wimberly and Mr. Speaker.

Those voting in the negative were:

Mr. Rathbun.

Absent and not voting:

Mr. Clardy.

So the substitute for

House Bill No. 65

Passed and the title was agreed to.

Mr. Johnston moved

To suspend rules and make

House Bill No. 129,

House Bill No. 147 and

House Bill No. 157

A special order for 2:30 p. m.

The roll being called there were:

Yeas, 20.

Nays, 1.

Those voting in the affirmative were:

Allen of the Sixth district, Allen of the Twenty-first, Beaty, Brennan, Carrington, Cunningham, Faris, Farnsworth, Greer, Johnston, Merrick, Ozmun, Ormsbee, Peery, Scott, Stanley, Stovall, Wallace, Wimberly and Mr. Speaker.

Those voting in the negative were:

Mr. Rathbun.

Absent and not voting:

Clardy, McDaniel, Moyle, Pfaff and Stone.

So the rules were suspended and

House Bill No. 129,

House Bill No. 147 and

House Bill No. 157

Were made special order for 2:30 p. m. to-day.

Message from Council.

Mr. Speaker:

I am directed by the Council to transmit to your honorable body
Council Bill No. 133,

Which the Council has passed as amended, and respectfully ask your
concurrence therein.

Respectfully,
J. C. HOFIUS,
Chief Clerk.

On motion House adjourned.

AFTERNOON SESSION.

House met pursuant to adjournment.

Roll call found all members present.

Mr. Cunningham moved

That rules be suspended for the bills.

Roll being called there were:

Yeas, 14.

Nays, 4.

Those voting in the affirmative were:

Allen of the Sixth district, Beaty, Carrington, Clardy, Cunningham,
McDaniel, Moyle, Ozmun, Ormsbee, Peery, Pfaff, Scott, Stovall and Wim-
berly.

Those voting in the negative were:

Brennan, Farnsworth, Rathbun and Mr. Speaker.

Absent and not voting:

Allen of the Twenty-first district, Faris, Greer, Johnston, Merrick,
Stanley, Stone and Wallace.

So the rules were suspended for the introduction of bills.

Introduction of bills.

Mr. Beaty introduced

House Bill No. 163, an act relating to printing and providing for an
official Territorial paper.

Read first time.

Mr. Cunningham introduced

House Bill No. 164, an act to provide for an appropriation for Territo-
rial expenses for the years 1893 and 1894.

Read first time.

Mr. Moyle introduced

House Bill No. 165, an act relating to the issuing and serving sum-
mons in courts of record.

Read first time.

Moved that the rules be suspended and bills just read first time be read a second time and referred to the Committee of the Whole House.

The roll being called there were:

Yeas, 20.

Nays, 2.

Those voting in the affirmative were:

Allen of the Twenty-first district, Beaty, Brennan, Carrington, Clardy, Cunningham, Farnsworth, Greer, Johnston, McDaniel, Merrick, Moyle, Ozmun, Ormsbee, Peery, Pfaff, Scott, Stanley, Stovall and Wimberly.

Those voting in the negative were:

Rathbun and Mr. Speaker.

Absent and not voting:

Allen of the Sixth district, Faris, Stone and Wallace.

So House Bill No. 163,

House Bill No. 164 and

House Bill No. 165

Were read third time and referred to Committee of the Whole House.

On motion the House resolved itself into Committee of the Whole House for the consideration of special order and other bills on the calendar, with Mr. Peery in the chair.

At 5:45 o'clock p. m. the Committee of the Whole House arose and reported as follows:

Having had under consideration

Council Bill No. 50

And recommend that it do pass.

Having had under consideration

House Bill No. 125,

Amended the same and as amended recommend that it do pass.

Having had under consideration

House Bill No. 147,

Amended the same, and recommend that as amended it do pass.

Having had under consideration

House Bill No. 155,

Amended the same, and as amended recommend that it do pass.

Having had under consideration

House Bill No. 109,

Recommend that it do pass.

Having had under consideration

Council Bill No. 64,

Amended the same, and as amended recommend that it do pass.

Having had under consideration

House Bill No. 108,

Recommend that it do not pass.

Having had under consideration

House Bill No. 110,

Recommend that the enacting clause be stricken out.

Having had under consideration

House Bill No. 113,

Amended the same, and as amended recommend that it do pass.

Having had under consideration
Council Bill No. 5,
Recommend that it do pass.

Having had under consideration
House Bill No. 96,
Recommend that it do not pass.

Having had under consideration
House Bill No. 94,
Recommend that it do not pass.

Having had under consideration
Council Substitute for Council Bill No. 26,
And after adopting a substitute for Council Substitute for the bill, recommend that

House Substitute of Council Bill No. 26
And substitute for said bill, do pass.

Having had under consideration
House Bill No. 57,
Recommend that it do pass.

Having had under consideration
House Bill No. 71,
Recommend that it do pass.

On motion the report of the committee was adopted, except as to
House Bill No. 108 and
House Bill No. 109.

The Speaker announced that all bills reported from Committee of the Whole House with the recommendation that they do pass are now open to amendment.

Mr. Peery moved

That House Bill No. 129,
House Bill No. 147,
House Bill No. 155,
House Bill No. 113,
House Bill No. 71,
Council Bill No. 50,
Council Bill No. 64,
Council Bill No. 5, and
Council Bill No. 57

Be considered engrossed and passed to third reading.

Motion carried.

Mr. Faris moved

That section 1 of
House Bill No. 109

Be amended by striking from line 4 the words, "or shall scatter," and from line six the word, "scatter."

Which motion prevailed and the amendments were ordered made.

Reports of Committees.

Mr. Speaker:

Your Committee on County and Township Organization having had
Council Bill No. 110

Under consideration, beg leave to report the same back to the House with the recommendation that it do pass.

J. H. BEATY, Chairman.

J. K. ALLEN.

Mr. Speaker:

Your Committee on Judiciary having had under consideration House Bill No. 151,

Beg leave to report the same back with the recommendation that a general law on the subject do pass.

T. ORMSBEE, Chairman.

J. M. JOHNSTON,

J. C. CARRINGTON,

DAN W. PEERY.

Mr. Speaker,

Your Committee on Judiciary having had under consideration House Bill No. 150,

Being an act to amend section 14, chapter 18, beg leave to report the same back with the recommendation that it do pass.

TALCOTT ORMSBEE, Chairman,

DAN W. PEERY,

J. C. CARRINGTON,

J. H. BEATY.

Mr. Speaker:

We, your Committee on Fish and Game, have had House Bill No. 144

Under consideration, and report the same back with the recommendation that it do pass.

JOHN W. MOYLE,
Chairman of Committee.

Moved that the rules be suspended and that

House Bill No. 110

Be made a special order for 7:30 p. m.

The roll being called there were:

Yeas, 20.

Nays, 1.

Those voting in the affirmative:

Allen of Twenty-first district, Beaty, Carrington, Clardy, Cunningham, Greer, Johnston, McDaniel, Moyle, Ormsbee, Peery, Pfaff, Rathbun, Scott, Stanley, Stone, Wallace, Wimberly and Mr. Speaker.

Those voting in the negative.

Mr. Brennan.

Absent and not voting:

Faris, Farnsworth, Merrick, Moyle, and Stovall.

So the rules were suspended and

House Bill No. 110

Was made a special order.

Moved that the rules be suspended and that

House Bill No. 29,

House Bill No. 126,

House Bill No. 3 and

House Bill No. 122

Be made a special order for 7:50 tonight.

Roll being called there were:

Yeas, 18.

Nays, 7.

Those voting in the affirmative were:

Allen of the Twenty-first, Beaty, Carrington, Clardy, Cunningham, Faris, Greer, Johnston, Moyle, Peery, Peery, Pfaff, Rathbun, Scott, Stovall, Stone, Wallace, and Mr. Speaker.

Those voting in the negative were:

Allen of Sixth district, Brennan, Farnsworth, McDaniel, Ormsbee, Stanley and Wimberly.

Absent and not voting:

Merrick and Ozmun.

So the motion prevailed and the bills were made a special order for 7:30 p. m.

Moved that

House Bill No. 150 and

House Bill No. 149 and

Council Bill No. 92

Be made a special order for 10 o'clock a. m. March 9.

The roll being called there were.

Yeas, 18.

Nays; 5.

Those voting in the affirmative were:

Allen of Sixth district, Allen of Twenty-first district, Carrington, Clardy, Cunningham, Farnsworth, Greer, Johnston, Moyle, Peery, Pfaff, Scott, Stanley, Stovall, Stone, Wallace, Wimberly and Mr. Speaker.

Those voting in the negative were:

Beaty, Brennan, McDaniel, Ormsbee and Rathbun.

So the motion prevailed and the bills were made a special order.

Message from the Council.

Mr. Speaker:

I am directed by the Council to transmit to your honorable body

House Bill No. 5,

Which the Council has passed as amended.

J. C. HOFIUS,
Chief Clerk.

EXECUTIVE DEPARTMENT,
GUTHRIE, O. T., March 7, 1893.

To the Speaker and Members of the House of Representatives, Guthrie, Oklahoma:

GENTLEMEN: Having considered and approved

Council Bill No. 22,

Council Bill No. 53,

House Bill No. 79,

House Bill No. 76,

House Bill No. 89,

House Bill No. 8, and
Council Joint Resolution No. 8,

I have this day at 5 o'clock p. m. caused the same to be delivered to
the Secretary of the Territory, according to law.

Very respectfully,
A. J. SEAY, Governor.

On motion, House adjourned until 7:30 p. m.

EVENING SESSION.

Roll call found all members present.

Message from the Council.

Mr. Speaker:

I am directed by the Council to return to your honorable body
Council Bill No. 80,

The House amendments to which the Council has not concurred in,
and respectfully ask your recision from said amendments.

J. C. HOFIUS,
Chief Clerk.

Mr. Cunningham moved

That the House refuse to recede from its amendments to
Council Bill No. 80,

Also that the House refuse to concur in the amendments made to
House Bill No. 5 and

House Bill No. 54,

And that a Conference Committee of three be appointed.

Which motion prevailed and the Speaker appointed as such committee:
Messrs. Cunningham, Merrick and Peery.

Moved that the rules be suspended and

House Bill No. 98

Be considered engrossed, read a third time and placed upon its pas-
sage.

The roll being called there were:

Yeas, 23.

Nays, 2.

Those voting in the affirmative:

Allen of Sixth district, Allen of Twenty-first district, Brennan, Clardy,
Cunningham, Faris, Farnsworth, Greer, Johnston, McDaniel, Merrick,
Moyle, Peery, Pfaff, Scott, Stovall, Stone, Wimberly and Mr. Speaker.

Those voting in the negative:

Beaty, Carrington, Ozmun, Ormsbee, Rathbun and Wallace.

So the rules were suspended and

House Bill No. 98 was considered engrossed, read a third time and
placed upon its passage.

The question being
 Shall House Bill No. 98 pass?
 The roll being called there were:
 Yeas, 23.
 Nays, 2.

Those voting in the affirmative:

Allen of Sixth district, Allen of Twenty-first district, Beaty, Brennan, Clardy, Cunningham, Faris, Farnsworth, Greer, Johnston, McDaniel, Merrick, Moyle, Ozmun, Peery, Pfaff, Scott, Stovall, Stone, Wallace, Wimberly and Mr. Speaker.

Those voting in the negative:

Ormsbee, Rathbun.

So the bill passed and the title was agreed to.

On motion the House resolved itself into Committee of the Whole House for the consideration of the special order and other bills on the calendar, with Mr. Pfaff in the chair.

At 9:30 o'clock p. m. the committee arose and reported as follows:

Mr Speaker:

The Committee of the Whole House, having had under consideration Council Bill No. 110,
 Recommend that it do pass.

Having had under consideration House Bill No. 29,
 Recommend that it do not pass.

Having had under consideration Council Bill No. 126,
 Report progress.

Mr. Greer moved

To amend report of committee so far as House Bill No. 29

Is concerned by substituting for the words "do not pass," the words "do pass."

Motion carried.

The report of the committee as amended was adopted.

Report of Conference Committee on House Bill No. 5:

Mr. Speaker.

We, your Conference Committee on House Bill No. 5,

Beg leave to report that we recommend that the House concur in all Council amendments to said bill.

L. G. PITMAN,

O. R. FEGAN,

On part of Council.

HARPER S. CUNNINGHAM,

DAN. W. PEERY,

On part of House.

Mr. Cunningham moved

That the report of the committee be adopted.

Mr. Ormsbee moved,
As a substitute, that the report be rejected.
Motion lost.

On the adoption of the report of the committee the roll being called there were:

Yeas, 19.

Nays, 4.

Those voting in the affirmative:

Allen of the Twenty-first district, Carrington, Clardy, Cunningham, Faris, Farnsworth, Greer, Johnston, McDaniel, Merrick, Moyle, Ozmun, Peery, Pfaff, Rathbun, Scott, Stovall, Stone and Wimberly.

Those voting in the negative:

Beaty, Brennan, Ormsbee and Mr. Speaker.

So the report of the committee was adopted.

GUTHRIE, O. T., March 8, 1893.

Mr. Speaker:

I am directed by the Council to transmit to your honorable body
Council Bill No. 131,

Which the Council has passed, and respectfully ask your concurrence therein.

Respectfully,

J. C. HOFIUS.

Chief Clerk.

GUTHRIE, O. T., March 8, 1893.

Mr. Speaker:

I am directed to transmit to your honorable body
House Bill No. 112,

Which the Council has amended and passed and request your concurrence therein.

Respectfully,

J. C. HOFIUS,

Chief Clerk.

GUTHRIE, March, 8, 1893.

Mr. Speaker:

I am directed by the Council to transmit to your honorable body
House Substitute for Council Bill No. 43,

Which the President has signed, for the signature of the Speaker.

Very respectfully,

J. C. HOFIUS,

Chief Clerk.

On motion the House went into Committee of the Whole House for consideration of the special order and other bills on the calendar, with Mr. Peery in the chair.

At 10:50 o'clock p. m. the committee arose and reported as follows:

Mr. Speaker.

Having had under consideration

House Bill No. 126,

We report progress and ask leave to sit again at 10 a. m., March 9.

Report adopted.

On motion House adjourned.

P. O. CASSIDY,
Chief Clerk.

FIFTY-NINTH DAY.

GUTHRIE, March 9, 1893.

House met pursuant to adjournment.

Roll call found all members present.

Prayer by Chaplain.

On motion, the reading of the Journal was dispensed with.

Committee on Conference on

Council Bill No. 80

Reported as follows:

Mr. Speaker:

We, your Conference Committee, to whom was referred
Council Bill No. 80,

Beg leave to report that we have considered said bill and recommend that amendments made to said bill, striking out "one-half mile" and inserting "one mile" in line 3 of section 2, and "one mile" in line of section 2 be each so changed as to read "three-fourths of a mile," and that as thus amended the bill be adopted as passed by the House. A full printed copy of the bill, showing amendments, is hereto attached.

L. G. PITMAN,

J. C. PRINGEY,

Committee on part of Council.

J. J. MERRICK,

HARPER S. CUNNINGHAM,

DAN W. PEERY,

Committee on part of House.

Message from the Governor.

EXECUTIVE DEPARTMENT,

GUTHRIE, O. T., March 9, 1893.

To the Speaker and Members of the House of Representatives, Guthrie, Oklahoma.

GENTLEMEN: Having considered and approved
House Bill No. 34,

I have this day at 9:50 a. m., caused the same to be delivered to the Secretary of the Territory, according to law.

Very respectfully,
A. J. SEAY, Governor.

On motion, the House resolved itself into Committee of the Whole for the consideration of bills on special order and bills on the Calendar.

At 11:45 o'clock a. m. the committee arose and through its chairman reported as follows:

Having had under consideration

Council Bill No. 126,

Report progress and ask leave to sit again at 2 p. m.

On motion, report was adopted.

Mr. Peery moved

That the rules be suspended and that all bills on third reading be considered engrossed, read a third time and placed upon their passage.

The roll being called there were.

Yeas, 20.

Nays, 1.

Those voting in the affirmative were:

Allen of the Sixth district, Beaty, Brennan, Carrington, Clardy, Cunningham, Faris, Greer, McDaniel, Merrick, Moyle, Ozmun, Ormsbee, Peery, Pfaff, Scott, Stanley, Stone, Wallace and Mr. Speaker.

Those voting in the negative were:

Mr. Rathbun.

Absent and not voting:

Allen of Twenty-first district, Farnsworth, Johnston, Stovall and Wimberly.

So the rules were suspended, and all bills on third reading were considered engrossed, read third time and placed upon their passage.

Council Bill No. 50,

Being called up, the question was:

Shall the bill pass?

The roll being called there were:

Yeas, 23.

Nays, 0.

Those voting in the affirmative were:

Allen of Sixth district, Allen of Twenty-first district, Beaty, Brennan, Carrington, Clardy, Cunningham, Faris, Farnsworth, Greer, Johnston, McDaniel, Merrick, Ozmun, Ormsbee, Peery, Pfaff, Rathbun, Scott, Stanley, Stone, Wallace and Mr. Speaker.

Those voting in the negative were: None.

Absent and not voting:

Moyle, Stovall, and Wimberly.

So Council Bill No. 50,

Having received a constitutional majority, passed and the title was agreed to.

Council Bill No. 64,

Having been considered engrossed and read third time under suspension of the rules, was placed upon its passage.

The question being,

Shall the bill pass?

The roll being called there were:

Yeas, 21.

Nays, 0.

Those voting in the affirmative were:

Allen of Sixth district, Allen of Twenty-first district, Beaty, Brennan, Carrington, Clardy, Cunningham, Faris, Johnston, McDaniel, Merrick, Ozmun, Ormsbee, Peery, Pfaff, Rathbun, Scott, Stanley, Stovall, Stone, Wallace, Wimberly and Mr. Speaker.

Absent and not voting:

Farnsworth, Greer, Moyle, and Stovall.

So Council Bill No. 64,

Having received a constitutional majority, passed and the title was agreed to.

Council Bill No. 5,

Having been considered engrossed and read a third time under a suspension of the rules, was placed upon its passage.

The question being

Shall the bill pass?

The roll being called there were:

Yeas, 19.

Nays, 3.

Those voting in the affirmative were:

Allen of Sixth district, Allen of Twenty-first district, Beaty, Brennan, Carrington, Clardy, Cunningham, Faris, Johnston, McDaniel, Merrick, Ormsbee, Pfaff, Rathbun, Scott, Stanley, Stone, Wallace and Wimberly.

Those voting in the negative were:

Ozmun, Peery and Mr. Speaker.

Absent and not voting:

Farnsworth, Greer, Moyle and Stovall.

So Council Bill No. 5,

Having received a constitutional majority, passed and the title was agreed to.

House Substitute for Council Bill No. 26,

Having been considered engrossed and read third time under suspension of rules, was placed upon its passage.

The question being

Shall the bill pass?

The roll being called there were:

Yeas, 18.

Nays, 4.

Those voting in the affirmative:

Allen of Sixth district, Allen of Twenty-first district, Beaty, Brennan, Carrington, Clardy Cunningham, Johnston, McDaniel, Merrick, Ozmun, Ormsbee, Pfaff, Scott, Stanley, Stone, Wallace and Wimberly.

Those voting in the negative:

Faris, Peery, Rathbun and Mr. Speaker.

So House Substitute for Council Bill No. 26,

Having received a constitutional majority passed and the title was agreed to.

Council Bill No. 57,

Having been considered engrossed and read a third time under a suspension of the rules, was placed upon its passage.

The question being
Shall the bill pass?

The roll being called there were:

Yeas, 18.

Nays, 1.

Those voting in the affirmative:

Allen of Sixth district, Allen of Twenty-first district, Carrington, Clardy, Cunningham, Faris, Farnsworth, Greer, Johnston, McDaniel, Merrick, Ormsbee, Peery, Pfaff, Scott, Stone, Wallace and Mr. Speaker.

Those voting in the negative: Mr. Brennan.

So Council Bill No. 57,

Having received a constitutional majority, passed and the title was agreed to.

Council Bill No. 110,

Having been considered engrossed and read a third time under a suspension of the rules, was placed upon its passage:

The question being:

Shall the bill pass?

The roll being called there were.

Yeas, 21.

Nays, 0.

Those voting in the affirmative:

Allen of Sixth district, Beaty, Brennan, Carrington, Clardy, Cunningham, Faris, Farnsworth, Johnston, McDaniel, Merrick, Moyle, Ormsbee, Peery, Pfaff, Rathbun, Scott, Stone, Wallace, Wimberly, Mr. Speaker.

Those voting in the negative: None.

So Council Bill No. 110,

Having received a constitutional majority, passed and the title was agreed to.

House Bill No. 59,

Having been considered engrossed and read a third time under a suspension of the rules, was placed upon its passage.

The question being

Shall the bill pass?

The roll being called there were:

Yeas, 21.

Nays, 0.

Those voting in the affirmative:

Allen of Sixth district, Beaty, Brennan, Carrington, Clardy, Cunningham, Faris, Greer, Johnston, McDaniel, Merrick, Moyle, Ormsbee, Peery, Pfaff, Rathbun, Scott, Stone, Wallace, Wimberly, Mr. Speaker.

Those voting in the negative: None.

So House Bill No. 59,

Having received a constitutional majority, passed and the title was agreed to.

House Bill No. 158,

Having been considered engrossed and read a third time under a suspension of the rules, was placed upon its passage.

The question being
Shall the bill pass?

The roll being called there were:

Yeas, 18.

Nays, 4.

Those voting in the affirmative:

Alien of Sixth district, Brennan, Carrington, Clardy, Cunningham, Faris, Farnsworth, Greer, Johnston, McDaniel, Merrick, Moyle, Ormsbee, Pfaff, Scott, Stone, Wallace and Wimberly.

Those voting in the negative:

Beaty, Peery, Rathbun and Mr. Speaker.

So House Bill No. 158,

Having received a constitutional majority, passed and the title was agreed to.

House Bill No. 101,

Having been considered engrossed and read third time under a suspension of the rules, was placed upon its passage.

The question being
Shall the bill pass?

The roll being called there were:

Yeas, 9.

Nays, 13.

Those voting in the affirmative:

Brennan, Carrington, Clardy, Cunningham, Merrick, Moyle, Ormsbee, Wallace and Wimberly.

Those voting in the negative:

Allen of Sixth district, Allen of Twenty-first district, Faris, Farnsworth, Greer, Johnston, McDaniel, Peery, Pfaff, Rathbun, Scott, Stone and Mr. Speaker.

So House Bill No. 101,

Having failed to receive a majority, did not pass.

House Bill No. 109

Having been considered engrossed and read third time under a suspension of the rules, was placed upon its passage.

The question being
Shall the bill pass?

The roll being called there were:

Yeas, 12.

Nays, 12.

Those voting in the affirmative were:

Brennan, Carrington, Clardy, Cunningham, Johnston, McDaniel, Merrick, Moyle, Ozmun, Ormsbee, Peery and Wimberly.

Those voting in the negative were:

Allen of the Sixth district, Allen of the Twenty-first, Beaty, Faris, Farnsworth, Greer, Pfaff, Rathbun, Scott, Stone, Wallace and Mr. Speaker.

Absent and not voting:

Stanley and Stovall.

So House Bill No 109

Having failed to receive a constitutional majority did not pass.

House Bill No. 113

Having been considered engrossed and read third time under a suspension of the rules was placed upon its passage.

The question being

Shall the bill pass?

The roll being called there were:

Yeas, 12.

Nays, 11.

Those voting in the affirmative were:

Allen of the Sixth district, Beaty, Faris, Farnsworth, Greer, Pfaff, Scott, Wallace, Wimberly and Mr. Speaker.

Those voting in the negative were:

Carrington, Clardy, Cunningham, Johnston, Merrick, Moyle, Ozmun, Ormsbee, Peery, Rathbun and Stone.

Absent and not voting:

Allen of the Twenty-first district, Stanley and Stovall.

So House Bill No. 113

Having failed to receive a constitutional majority did not pass.

House Bill No. 155

Having been engrossed and read third time under a suspension of the rules was placed upon its passage.

The question being

Shall the bill pass?

The roll being called there were:

Yeas, 21.

Nays, 2.

Those voting in the affirmative were:

Allen of the Sixth district, Allen of the Twenty-first, Beaty, Brennan, Carrington, Clardy, Cunningham, Farnsworth, Greer, Johnston, McDaniel, Merrick, Moyle, Ormsbee, Peery, Pfaff, Scott, Stone, Wallace, Wimberly and Mr. Speaker.

Those voting in the negative were:

Faris and Rathbun.

Absent and not voting:

Stanley and Stovall.

So House Bill No. 155

Having received a constitutional majority passed and the title was agreed to.

House Bill No. 129

Having been considered engrossed and read third time under a suspension of the rules was placed upon its passage.

The question being

Shall the bill pass?

The roll being called there were:

Yeas, 21.

Nays, 2.

Those voting in the affirmative were:

Allen of the Sixth district, Allen of the Twenty-first, Beaty, Brennan, Carrington, Clardy, Cunningham, Faris, Farnsworth, Greer, Johnston,

McDaniel, Merrick, Moyle, Ormsbee, Peery, Pfaff, Scott, Stone, Wallace and Mr. Speaker.

Those voting in the negative were:

Rathbun and Wimberly.

Absent and not voting:

Ozmun, Stanley and Stovall.

So House Bill No. 129

Having received a constitutional majority, passed and the title was agreed to.

House Bill No. 147

Having been considered engrossed and read third time under a suspension of the rules, was placed upon its passage.

The question being

Shall the bill pass?

The roll being called there were.

Yeas, 19.

Nays, 2.

Those voting in the affirmative were:

Allen of the Sixth district, Beaty, Brennan, Carrington, Clardy, Cunningham, Farnsworth, Greer, McDaniel, Merrick, Moyle, Ormsbee, Peery, Pfaff, Scott, Stone, Wallace, Wimberly and Mr. Speaker.

Those voting in the negative were:

Faris and Rathbun.

Absent and not voting:

Allen of the Twenty-first district, Ozmun, Stanley and Stovall.

So House Bill No. 147

Having received a constitutional majority passed and the title was agreed to.

Mr. Speaker in open session signed substitute for Council Bill No. 43.

Message from Council.

GUTHRIE, March 8, 1893.

Mr. Speaker:

I am directed by the Council to transmit to your honorable body House Bill No. 78,
Which the Council has passed.

J. C. HOFIUS,
Chief Clerk.

Mr. Farnsworth moved

To make Council Bill No. 89,

Council Bill No. 92,

Council Bill No. 133 and

House Bill No. 118,

A special order for 4 p. m.

Mr. Cunningham moved

To lay Mr. Farnsworth's motion on the table.

The roll being called there were:

Yeas, 6.

Nays, 10.

Those voting in the affirmative were:

Clardy, Cunningham, McDaniel, Merrick, Ormsbee and Peery.

Those voting in the negative were:

Allen of the Sixth district, Brennan, Faris, Farnsworth, Greer, Johnston, Pfaff, Stone, Wallace and Mr. Speaker.

Absent and not voting:

Allen of the Twenty-first district, Beaty, Moyle, Ozmun, Rathbun, Scott, Stanley, Stovall and Wimberly.

So the motion to lay on the table was lost.

Mr. Farnsworth then withdrew his motion to make

Council Bill No. 89,

Council Bill No. 92,

Council Bill No. 133 and

House Bill No. 118

A special order and on motion

The House adjourned.

AFTERNOON SESSION.

Roll call found all members present.

At 2:20 o'clock p. m. substitute for

Council Bill No. 43

Was transmitted to the governor.

Mr. Greer moved

That Council First Amendment to

House Bill No. 112

Be non-concurred in.

The roll being called there were:

Yeas, 18.

Nays, 4.

Those voting in the affirmative were:

Allen of the Sixth district, Carrington, Clardy, Cunningham, Faris, Farnsworth, Greer, Johnston, Merrick, Moyle, Ozmun, Pfaff, Scott, Stanley, Stovall, Stone, Wimberly and Mr. Speaker.

Those voting in the negative were:

Allen of the Twenty-first district, Brennan, McDaniel and Rathbun.

Absent and not voting:

Beaty, Ormsbee, Peery and Wallace.

So the Council First Amendment to

House Bill No. 112

Was non-concurred in.

Mr. Pfaff moved

That the House do concur in all Council amendments to

House Bill No. 112

Except Council First Amendment and that a conference committee be appointed.

The roll being called there were:

Yeas, 20.

Nays, 2.

These voting in the affirmative were:

Allen of the Sixth district, Allen of the Twenty-first, Beaty, Carrington, Clardy, Cunningham, Faris, Greer, Johnston, McDaniel, Merrick, Moyle, Ozmun, Peery, Pfaff, Rathbun, Scott, Stovall, Stone, and Wallace.

Those voting in the negative were:

Ormsbee and Wimberly.

Absent and not voting:

Brennan, Farnsworth, Stanley and Mr. Speaker.

So the motion prevailed.

And the Speaker appointed as such committee.

Messrs. Stone, Greer and Ormsbee.

Mr. Cunningham introduced

The following resolution:

House Resolution No. 5.

Be it Resolved, By the House of Representatives that the Chief Clerk and the Enrolling Clerk of this house be continued in service for a period of sixty (60) days, or so much thereof as may be necessary, after the adjournment of the Second Legislative Assembly under the instruction of the Secretary of the Territory, for the purpose of indexing the Journal, completing the work on the records and compiling and preparing the records for the printer, etc. The salary of said clerks, if not paid by the general government, to be then paid out of any funds in the Territorial treasury not otherwise appropriated.

Mr. Cunningham moved

To suspend the rules and pass said resolution.

The roll being called there were:

Yeas, 23.

Nays, 2.

Those voting in the affirmative were:

Allen of the Sixth district, Allen of the Twenty-first, Beaty, Brennan, Carrington, Clardy, Cunningham, Faris, Greer, Johnston, McDaniel, Merrick, Moyle, Ozmun, Peery, Pfaff, Rathbun, Scott, Stanley, Stovall, Stone, Wallace and Mr. Speaker.

Those voting in the negative were:

Ormsbee and Wimberly.

Absent and not voting:

Mr. Farnsworth.

So the rules were suspended and

House Resolution No. 5

Was placed upon its passage.

On the passage of

House Resolution No. 5.

The roll being called there were:

Yeas, 21.

Nays, 1.

Those voting in the affirmative:

Allen of Sixth district, Allen of Twenty-first district, Beaty, Brennan, Carrington, Clardy, Cunningham, Faris, Farnsworth, Greer, Merrick, Moyle, Peery, Pfaff, Rathbun, Scott, Stanley, Stovall, Stone, Wallace and Mr. Speaker.

Those voting in the negative: Ormsbee.

Absent and not voting:

Johnston, McDaniel, Ozmun and Wimberly.

So House Resolution No. 5 passed.

Mr. Ormsbee filed the following explanation of his vote and asked to have it made a part of the records:

WHEREAS, The supreme court has decided in effect that the Legislature has no power to employ any one, although I know that the clerical labor specified in the resolution is unavoidably necessary, yet in obedience to law as expounded by the supreme court, I vote no.

On motion the House resolved itself into Committee of the Whole for the consideration of bills on special order and other bills on the calendar, with Mr. Pfaff in the chair.

At 4 o'clock p. m., the committee becoming disorderly, the Speaker, by the authority vested in him under the rules governing the House, took possession of the chair and dissolved the committee.

Mr. Peery moved

That the House adjourn until 7:30 p. m.

The roll being called on the motion to adjourn there were:

Yeas, 17.

Nays, 9.

Those voting in the affirmative:

Allen of Sixth district, Allen of Twenty-first district, Brennan, Carrington, Clardy, Faris, farnsworth, McDaniel, Moyle, Ormsbee, Rathbun, Scott, Stanley, Stovall, Wallace, Wimberly and Mr. Speaker.

Those voting in the negative:

Beaty, Cunningham, Greer, Johnston, Merrick, Ozmun, Peery, Pfaff and Stone.

So the House adjourned until 7:30 o'clock p. m.

EVENING SESSION.

House met at 7:30 pursuant to adjournment.

Roll call found all members present.

Message from the Council.

GUTHRIE, O. T., March 9, 1893.

Mr. Speaker:

I am directed by the Council to return to your honorable body
House Bill No. 54,

With the information that the Council insists upon its amendments, and that the president has appointed as members of a Conference Committee on the part of the Council Councilors Wrightsman and Pringey.

J. C. HOFIUS,
Chief Clerk.

The Speaker appointed as a Committee of Conference on
House Bill No. 54
Messrs. Peery, Merrick and Cunningham.

The Conference Committee on
House Bill No. 112,
Reported as follows:

Mr. Speaker:

Your Conference Committee appointed by the House to confer with a like committee on the part of the Council on

House Bill No. 112,

Beg leave to report that the Council amendment to section 1 of said bill was agreed to and we recommend the passage of the bill as amended.

F. S. PULLIAM,

O. R. FEGAN,

On the part of Council.

W. B. STONE,

T. ORMSBEE,

F. H. GREER,

On the part of House.

On the adoption of the report the roll being called there were:

Yeas, 22.

Nays 1.

Those voting in the affirmative:

Allen of Sixth district, Allen of Twenty-first district, Beaty, Brennan, Carrington, Clardy, Cunningham, Farnsworth, Greer, Johnston, Merrick, Moyle, Ozmun, Peery, Pfaff, Rathbun, Scott, Stanley, Stovall, Stone and Mr. Speaker.

Those voting in the negative: Wimberly.

So the report of the committee was adopted.

The Conference Committee on

House Bill No. 54

Reported that they had agreed with the committee from the Council on amendments to bill and that as amended do pass.

The roll being called on the adoption of the report of the committee there were:

Yeas, 23.

Nays, 0.

Those voting in the affirmative:

Allen of Sixth district, Allen of Twenty-first district, Beaty, Brennan, Carrington, Clardy, Cunningham, Farnsworth, Greer, Johnston, Merrick, Moyle, Ozmun, Peery, Pfaff, Rathbun, Scott, Stanley, Stovall, Stone, Wimberly and Mr. Speaker.

Those voting in the negative: None.

So the report of the committee was adopted.

Mr. Beaty moved

To suspend the rules and make

House Bill No. 163 and

Council Bill No. 73

A special order for 10 o'clock p. m.

The roll being called there were:

Yeas, 24.

Nays, 0.

Those voting in the affirmative:

Allen of Sixth district, Allen of Twenty-first district, Beaty, Brennan, Carrington, Clardy, Cunningham, Faris, Farnsworth, Greer, Johnston, Merrick, Moyle, Ozmun, Ormsbee, Peery, Pfaff, Rathbun, Scott, Stanley, Stovall, Stone, Wimberly and Mr. Speaker.

Those voting in the negative: None.

So the rules were suspended and

House Bill No. 163 and

Council Bill No. 73

Were made a special order.

Council Bill No. 126

Being brought up on special order,

Mr. Pfaff moved

That \$25,000 in the third line of section 1 be stricken out and \$15,000 inserted in lieu thereof.

Mr. Peery moved

To amend Mr. Pfaff's amendment by striking out the words, "\$25,000" and inserting "\$10,000."

The roll being called on Mr. Peery's amendment there were:

Yeas, 6.

Nays, 19.

Those voting in the affirmative were:

Beaty, Brennan, Clardy, Faris, Farnsworth and Peery.

Those voting in the negative were:

Allen of Sixth district, Allen of Twenty-first district, Carrington, Cunningham, Greer, Johnston, McDaniel, Merrick, Moyle, Ozmun, Ormsbee, Pfaff, Rathbun, Scott, Stanley, Stovall, Stone, Wimberly, Mr. Speaker.

Absent and not voting:

Mr. Wallace.

So the amendment did not prevail.

The question then recurring on Mr. Pfaff's amendment, pending which Mr. Ormsbee moved

To amend by striking out "\$25,000" and inserting "\$4,450."

The roll being called there were:

Yeas, 5.

Nays, 19.

Those voting in the affirmative were.

Brennan, Clardy, Faris, Ormsbee, and Wimberly.

Those voting in the negative were:

Allen of Sixth district, Allen of Twenty-first district, Beaty, Carrington, Cunningham, Farnsworth, Greer, Johnston, Merrick, Moyle, Ozmun, Peery, Pfaff, Rathbun, Scott, Stanley, Stovall, Stone, and Mr. Speaker.

Absent and not voting:

McDaniel and Wallace.

So the amendment did not prevail.

The question recurring on Mr. Pfaff's amendment to strike out "\$25,000" and insert "\$15,000."

The roll being called there were:

Yeas, 16.

Nays, 7.

Those voting in the affirmative were:

Allen of Twenty-first district, Beaty, Brennan, Carrington, Clardy, Greer, Johnston, Merrick, Ozmun, Peery, Pfaff, Rathbun, Stanley, Stovall, Stone and Mr. Speaker.

Those voting in the negative were:

Allen of Sixth district, Cunningham, Faris, Farnsworth, Moyle, Ormsbee and Wimberly.

Absent and not voting:

McDaniel, Scott and Wallace.

So the amendment was agreed to.

Mr. Greer moved

To strike from line 3, section 15, the words, "\$25,000" and insert in lieu thereof the words, "\$15,000."

Mr. Peery moved

To amend Greer's amendment by striking out the words "\$25,000" and inserting "\$5,000."

The roll being called on the adoption of Mr. Peery's amendment there were:

Yeas, 8.

Nays, 17.

Those voting in the affirmative were:

Beaty, Brennan, Clardy, Faris, Farnsworth, Moyle, Peery, Stanley.

Those voting in the negative were:

Allen of Sixth district, Allen of Twenty-first district, Carrington, Cunningham, Greer, Johnston, McDaniel, Merrick, Ozmun, Pfaff, Rathbun, Scott, Stovall, Stone, Wallace, Wimberly, and Mr. Speaker.

Absent and not voting:

Mr. Ormsbee.

So the amendment was not adopted.

The question recurring on Mr. Greer's amendment.

The roll being called there were:

Yeas, 16.

Nays, 9.

Those voting in the affirmative were:

Allen of Sixth district, Allen of Twenty-first district, Brennan, Carrington, Greer, Johnston, McDaniel, Merrick, Ozmun, Pfaff, Rathbun, Scott, Stovall, Stone, Wallace and Mr. Speaker.

Those voting in the negative were:

Beaty, Clardy, Cunningham, Faris, Farnsworth, Moyle, Peery, Stanley, and Wimberly.

Absent and not voting:

Mr. Ormsbee.

So the amendment was agreed to.

Mr. Peery moved

To amend line three, section 15, by striking out the words, "\$15,000" and inserting "\$10,000."

Mr. Cunningham moved

To lay the amendment on the table.

The roll being called there were;

Yeas, 14.

Nays, 9.

Those voting in the affirmative were:

Allen of Twenty-first district, Cunningham, Greer, Johnston, Merrick, Moyle, Ozmun, Pfaff, Rathbun, Scott, Stovall, Stone, Wallace and Mr. Speaker.

Those voting in the negative were:

Allen of Sixth district, Brennan, Carrington, Clardy, Faris, Farnsworth, McDaniel, Peery, and Stanley.

Absent and not voting:

Beaty and Wimberly.

Not voting:

Mr. Ormsbee, excused.

So the motion prevailed and the amendment was laid on the table.

Mr. Greer moved

That the rules be suspended and that

Council Bill No. 126

Be considered engrossed, read third time by title and placed upon its passage.

Roll being called there were:

Yeas, 15.

Nays, 10.

Those voting in the affirmative were:

Allen of Twenty-first district, Beaty, Carrington, Cunningham, Johnston, Merrick, Ozmun, Peery, Pfaff, Rathbun, Scott, Stovall, Stone, Wallace and Mr. Speaker.

Those voting in the negative were:

Allen of Sixth district, Brennan, Clardy, Faris, Farnsworth, Greer, McDaniel, Moyle, Stanley and Wimberly.

Not voting:

Mr. Ormsbee.

So Council Bill No. 126

Was considered engrossed, read third time by title and placed upon its passage.

The question being

Shall Council Bill No. 126 pass?

The roll being called there were.

Yeas, 15.

Nays, 11.

Those voting in the affirmative were:

Allen of Twenty-first, Beaty, Carrington, Greer, Johnston, Merrick, Ozmun, Peery, Pfaff, Rathbun, Scott, Stovall, Stone, Wallace, and Mr. Speaker.

Those voting in the negative were:

Allen of Sixth district, Brennan, Clardy, Cunningham, Faris, Farnsworth, McDaniel, Moyle, Ormsbee, Stanley and Wimberly.

So Council Bill No. 126

Having received a constitutional majority, passed and the title was agreed to.

The following members explained their votes on Council Bill No. 126:

Mr. Speaker:

Believing there is a combine formed to pass this bill, right or wrong, I vote no, as I don't belong to any clique or combine.

J. M. FARIS.

Mr. Speaker:

I desire to explain my vote by saying that in my opinion the provisions of the bill are in some respects contrary to public policy—the precedent most prejudicial to the interests of the Territory—the amount appropriated far greater than either institution requires for a reasonably conducted educational institution, located as they respectively are, and on the whole an illy considered, illy advised and wilfully reckless use of the public credit or funds, to which I cannot consent to become a party. I therefore vote no.

TALCOTT ORMSBEE,
Representative First District.

Mr. Speaker:

From the fact that the report of the joint committee appointed by the House and Council, which discloses improper expenditure of the general appropriation and by illegal contracts by the Regents, and I do not want to legalize an illegal act, I vote no.

R. C. BRENNAN.

Mr. Speaker:

While I am a friend of educational institutions, yet in consideration of the fact that the University debt was created without authority of law and the approval thereof sets a bad example for like evil doers, and the Agricultural College has not been able to expend the money appropriated by congress without extravagance, and no part of the money required to be raised by the county of Payne has yet been expended in buildings, but remains to be expended, and as I think \$25,000 an extravagant expenditure for the next two years, considering the depleted condition of our treasury, therefore I vote no.

HARPER S. CUNNINGHAM.

Mr. Greer moved

That the rules be suspended and that

Council Bill No. 92,

Council Bill No. 133 and

House Bill No. 92

Be called up and considered.

The roll being called there were:

Yeas, 15.

Nays, 11.

Those voting in the affirmative were:

Allen of Twenty-first district, Carrington, Greer, Johnston, Merrick,

Ozman, Pfaff, Rathbun, Scott, Stanley, Stovall, Stone, Wallace and Mr. Speaker.

Those voting in the negative were:

Allen of Sixth district, Beaty, Brennan, Clardy, Faris, Farnsworth, McDaniel, Moyle, Ormsbee, Peery, and Wimberly.

So the rules were suspended for the consideration of

Council Bill No. 92,

Council Bill No. 133 and

House Bill No. 92.

House Bill No. 164

Was then called up for consideration.

Mr. Johnston moved

That the rules be suspended and

House Bill No. 164

Be considered engrossed, read a third time and placed upon its passage.

Mr. Peery moved

As a substitute that the bill be considered by sections.

The roll being called on Mr. Peery's substitute there were:

Yeas, 21.

Nays, 4.

Those voting in the affirmative were:

Allen of Sixth district, Beaty, Brennan, Carrington, Clardy, Faris, Farnsworth, Greer, McDaniel, Merrick, Moyle, Ozmun, Ormsbee, Peery, Pfaff, Rathbun, Scott, Stanley, Stone, Wallace and Mr. Speaker.

Those voting in the negative were:

Cunningham, Johnston, Stovall and Wimberly.

Absent and not voting:

Allen of Twenty-first district.

So the motion prevailed and

House Bill No. 164

Was considered by sections.

Mr. Ormsbee moved

That section one (1) be amended so that the aggregate salary of Territorial Auditor and Superintendent of Public Instruction be fixed at \$12,000 per year.

The roll being called there were:

Yeas, 12.

Nays, 12.

Those voting in the affirmative were:

Allen of Sixth district, Beaty, Brennan, Carrington, Clardy, Faris, Farnsworth, McDaniel, Ozmun, Ormsbee, Rathbun and Stanley.

Those voting in the negative were:

Cunningham, Greer, Johnston, Merrick, Peery, Pfaff, Scott, Stovall, Stone, Wallace, Wimberly and Mr. Speaker.

Absent and not voting:

Allen of Twenty-first district and Moyle.

So the amendment did not prevail.

Mr. Ormsbee moved

To amend section one so that the aggregate salary of Auditor and Superintendent be fixed at \$13,000 per year.

Mr. Cunningham moved

To lay amendment on the table.

The roll being called on the motion to lay on the table there were:

Yeas, 12.

Nays, 13.

Those voting in the affirmative were:

Carrington, Cunningham, Greer, Johnston, Merrick, Peery, Pfaff, Scott, Stovall, Stone, Wimberly and Mr. Speaker.

Those voting in the negative were:

Allen of Sixth district, Allen of Twenty-first district, Beaty, Brennan, Clardy, Faris, Farnsworth, McDaniel, Ozmun, Ormsbee, Rathbun, Stanley and Wallace.

Absent and not voting:

Mr. Moyle.

So the motion to lay on the table was lost.

The question recurring on Mr. Ormsbee's amendment, the roll being called there were:

Yeas, 12.

Nays, 13.

Those voting in the affirmative were:

Allen of Sixth district, Allen of Twenty-first district, Beaty, Brennan, Clardy, Faris, Farnsworth, McDaniel, Ozmun, Ormsbee, Rathbun and Stanley.

Those voting in the negative were:

Carrington, Cunningham, Greer, Johnston, Merrick, Peery, Pfaff, Scott, Stovall, Stone, Wallace, Wimberly and Mr. Speaker.

Absent and not voting:

Mr. Moyle.

So the amendment was not adopted.

Mr. Allen of Sixth district, moved

That the combined salary of Territorial Auditor and Superintendent of Public Instruction be fixed at \$15,000 per year.

The roll being called on the adoption of Mr. Allen's amendment there were:

Yeas, 15.

Nays, 9.

Those voting in the affirmative were:

Allen of Sixth district, Beaty, Brennan, Carrington, Clardy, Faris, Farnsworth, McDaniel, Moyle, Ozmun, Ormsbee, Rathbun, Scott, Stanley and Wallace.

Those voting in the negative were:

Cunningham, Greer, Johnston, Merrick, Peery, Pfaff, Stone, Wimberly and Mr. Speaker.

Absent and not voting:

Allen of Twenty-first district, and Stovall.

So the motion prevailed and the amendment was adopted.

Mr. Beaty moved

To amend paragraph 3, section one (1), by striking out the words "two thousand" and inserting in lieu thereof the words "one thousand."

The roll being called there were:

Yeas, 14.

Nays, 11.

Those voting in the affirmative were:

Allen of Sixth district, Allen of Twenty-first district, Beaty, Brennan, Clardy, Faris, Farnsworth, McDaniel, Moyle, Ozmun, Ormsbee, Peery, Rathbun and Stone.

Those voting in the negative were:

Carrington, Cunningham, Greer, Johnston, Merrick, Pfaff, Scott, Stanley, Wallace, Wimberly and Mr. Speaker.

Absent and not voting:

Mr. Stovall.

So the motion prevailed and the amendment was adopted.

Mr. Ormsbee moved

That the amount allowed for law books in paragraph three (3), section one (1), be stricken out.

The roll being called there were:

Yeas, 19.

Nays, 6.

Those voting in the affirmative were:

Allen of Sixth district, Allen of Twenty-first district, Beaty, Brennan, Carrington, Clardy, Faris, Farnsworth, McDaniel, Moyle, Ozmun, Ormsbee, Peery, Rathbun, Scott, Stanley, Stone, Wallace and Mr. Speaker.

Those voting in the negative were:

Cunningham, Greer, Johnston, Merrick, Pfaff and Wimberly.

Absent and not voting:

Mr. Stovall.

So the motion prevailed and the amount allowed for law books was stricken out from paragraph 3, section 1.

Mr. Cunningham moved

To strike from paragraph relating to Attorney General's salary, "\$1,000" and insert "\$1,500."

Mr. Beaty moved

To amend Mr. Cunningham's amendment by striking out "\$1,000" and inserting "\$800."

The roll being called on Mr. Beaty's amendment there were:

Yeas, 13.

Nays, 12.

Those voting in the affirmative were:

Allen of Sixth district, Beaty, Brennan, Clardy, Farnsworth, McDaniel, Moyle, Ozmun, Ormsbee, Peery, Rathbun, Scott and Stanley.

Those voting in the negative were:

Carrington, Cunningham, Faris, Greer, Johnston, Merrick, Pfaff, Stovall, Stone, Wallace, Wimberly and Mr. Speaker.

Absent and not voting:

Allen of Twenty-first district.

So the motion prevailed and the amendment was adopted.

Mr. Cunningham moved

To amend the paragraph as amended by striking out "\$800" and inserting "\$1,600."

The roll being called there were:

Yeas, 13.

Nays, 11.

Those voting in the affirmative were.

Carrington, Cunningham, Faris, Greer, Johnston, Merrick, Pfaff, Scott, Stovall, Stone, Wallace, Wimberly and Mr. Speaker.

Those voting in the negative were:

Allen of Sixth district, Beaty, Brennan, Farnsworth, McDaniel, Moyle, Ozmun, Ormsbee, Peery, Rathbun and Stanley.

Absent and not voting:

Allen of Twenty-first district, and Clardy.

So the motion prevailed and the amendment was adopted.

Mr. Beaty moved

To amend the paragraph as amended by striking out "\$1,600" and inserting "\$850."

Mr. Cunningham moved

To lay Mr. Beaty's amendment on the table.

The roll being called there were:

Yeas, 11.

Nays, 14.

Those voting in the affirmative were:

Carrington, Cunningham, Greer, Johnston, Merrick, Pfaff, Stovall, Stone, Wallace, Wimberly and Mr. Speaker.

Those voting in the negative were:

Allen of Sixth district, Allen of Twenty-first district, Beaty, Brennan, Clardy, Faris, Farnsworth, McDaniel, Moyle, Ozmun, Ormsbee, Peery, Rathbun, and Stanley.

Absent and not voting:

Mr. Scott.

So the motion to lay the amendment on the table was lost.

The motion recurring on Mr. Beaty's amendment, the roll being called there were:

Yeas, 14.

Nays, 11.

Those voting in the affirmative:

Allen of Sixth district, Allen of Twenty-first district, Beaty, Brennan, Clardy, Faris, Farnsworth, McDaniel, Moyle, Ozmun, Ormsbee, Peery, Rathbun and Stanley.

Those voting in the negative were:

Carrington, Cunningham, Greer, Merrick, Pfaff, Scott, Stovall, Stone, Wallace, Wimberly and Mr. Speaker.

Absent and not voting:

Mr. Johnston.

So the motion prevailed and the amendment was adopted.

On motion, House adjourned.

P. O. CASSIDY,
Chief Clerk.

SIXTIETH DAY.

GUTHRIE, O. T., March 10, 1893.

House met pursuant to adjournment.

Roll call found all members present.

Prayer by the Chaplain.

On motion the reading of the Journal was dispensed with.

Regular order of business.

House Bill No. 164

Coming up for passage,

Mr. Allen of Twenty-first district moved

To amend the World's Fair appropriation by striking out the words
\$15,000 and inserting \$10,000.

Motion lost.

Mr. Peery moved

To strike out the World's Fair appropriation clause.

Moved to table Mr. Peery's motion.

Carried by a vote of:

Yeas, 15.

Nays, 9.

Those voting in the affirmative:

Beaty, Cunningham, Faris, Greer, Johnston, Merrick, Peery, Pfaff, Scott, Stanley, Stovall, Stone, Wallace, Wimberly and Mr. Speaker.

Those voting in the negative:

Allen of Sixth district, Brennan, Clardy, Farnsworth, McDaniel, Moyle, Ozmun, Ormsbee and Rathbun.

Absent and not voting:

Allen of Twenty-first district and Carrington.

So the motion to table was lost and the paragraph as amended was adopted.

Mr. Rathbun moved

To amend the paragraph providing an appropriation of \$5,000 for seed for farmers in the Cheyenne and Arapahoe country by striking out \$5,000 and inserting \$10,000.

Mr. Cunningham accepted the amendment.

On the adoption of the paragraph the roll being called there were:

Yeas, 18.

Nays, 4.

Those voting in the affirmative:

□ Allen of Sixth district, Brennan, Clardy, Cunningham, Farnsworth, Greer, Johnston, McDaniel, Merrick, Moyle, Pfaff, Rathbun, Scott, Stovall, Stone, Wallace, Wimberly and Mr. Speaker.

Those voting in the negative:

Beaty, Ozmun, Ormsbee, Peery.

Absent and not voting:

Allen of Twentyfirst district, Carrington, Faris and Stanley.

So the paragraph as amended was adopted.

Mr. Peery explained his vote as follows:

The people that I represent are not beggars. I vote no.

Messages from Council:

Mr. Speaker:

I am directed by the Council to transmit to your Honorable body Council Bill No. 122,

Which the Council has passed and ask your concurrence therein.

J. C. HOFIUS,
Chief Clerk.

GUTHRIE, O. T., March 8, 1893.

Mr. Speaker:

I am directed by the Council to transmit to your honorable body House Bill No. 81,

Which the Council has passed, and

Council Bill No. 120,

Council Bill No. 135,

Council Bill No. 132 and

Council Bill No. 108,

Which the Council has passed, and respectfully ask your concurrence therein.

J. C. HOFIUS,
Chief Clerk.

GUTHRIE, O. T., March 9, 1893.

Mr. Speaker.

I am directed by the Council to transmit to your honorable body
Substitute for Council Bill No. 65,
Council Bill No. 103 and
Council Bill No. 118,

Which the Council has passed and respectfully ask your concurrence
therein.

Respectfully,
J. C. HOFIUS,
Chief Clerk.

GUTHRIE, O. T., March 9, 1893.

Mr. Speaker:

I am directed to transmit to your honorable body
Council Bill No. 25,

Which the Council has passed and respectfully ask your concurrence
therein.

Respectfully,
J. C. HOFIUS,
Chief Clerk.

GUTHRIE, O. T., March 10, 1893.

Mr. Speaker.

I am directed by the Council to transmit to your honorable body
Council Bill No. 136,

Which the Council has passed and respectfully ask your concurrence
therein.

Respectfully,
J. C. HOFIUS,
Chief Clerk.

GUTHRIE, O. T., March 10, 1893.

Mr. Speaker:

I am directed by the Council to transmit to your honorable body
Council Bill No. 127,

Which the Council has passed and respectfully ask your concurrence
therein.

Respectfully,
J. C. HOFIUS,
Chief Clerk.

GUTHRIE, O. T., March 10, 1893.

Mr. Speaker:

I am directed by the Council to transmit to your honorable body
Council Bill No. 116,

Which has passed the Council and respectfully ask your concurrence
therein.

Respectfully,
J. C. HOFIUS,
Chief Clerk.

GUTHRIE, O. T., March 10, 1893.

Mr. Speaker:

I am directed by the Council to transmit to your honorable body
House Bill No. 59,

Which the Council has passed and respectfully ask your concurrence
therein.

Respectfully,
J. C. HOFIUS,
Chief Clerk.

GUTHRIE, O. T., March 10, 1893.

Mr. Speaker:

I am directed by the Council to transmit to your honorable body
House Bill No. 75,
Which the Council has passed as amended.

J. C. HOFIUS,
Chief Clerk.

GUTHRIE, March 9, 1893.

Mr. Speaker:

Your Joint Committee on Enrolled Bills, having examined
House Bill No. 28,
Beg leave to report the same correctly enrolled.

F. S. PULLIAM,
On the part of Council.

J. K. ALLEN,
On part of House.

GUTHRIE, March, 9, 1893.

Mr. Speaker:

I am directed by the Council to transmit to your honorable body
Council Bill No. 80,
Which the President has signed, for the signature of the Speaker.

Very respectfully,

J. C. HOFIUS,
Chief Clerk.

GUTHRIE, O. T., March 9, 1893.

Mr. Speaker:

I am directed to transmit to your honorable body
House Bill No. 52,
House Bill No. 28 and
Council Bill No. 121,
Which the President of the Council has signed for the signature of the
Speaker.

J. C. HOFIUS,
Chief Clerk.

GUTHRIE, O. T., March 9, 1893.

Mr. Speaker:

I am directed by the Council to transmit to your honorable body
Council Bill No. 110,
Council Bill No. 57,
Council Bill No. 50 and
Council Bill No. 64,
Which the President has signed.

J. C. HOFIUS,
Chief Clerk.

GUTHRIE, O. T., March 10, 1893.

Mr. Speaker:

I am directed by the Council to inform your honorable body that the
report of the Conference Committee on
House Bill No. 54 and

House Bill No. 112
Has been adopted by the Council.

J. C. HOFIUS,
Chief Clerk.

GUTHRIE, O. T., March 10, 1893.

Mr. Speaker:

I am directed to transmit to your honorable body
House Bill No. 63,
Which the Council has passed.

J. C. HOFIUS,
Chief Clerk.

Report of Enrolling Committee.

Mr. Speaker:

Your Committee on Enrolled and Engrossed Bills would most respect
fully report that

Council Bill No. 121
Is correctly enrolled.

J. W. CLEVINGER,
Chairman of Committee.

F. S. PULLIAM,
On Part of Council.

J. K. ALLEN,
Chairman Committee on Part of House.

Mr. Speaker:

Your Joint Committee on Enrolled Bills have examined
House Bill No. 52
And find it correctly enrolled.

J. K. ALLEN,
Chairman of Committee.

J. C. CARRINGTON,
On Part of the House.

J. W. CLEVINGER,
Chairman of Committee.

F. S. PULLIAM,
On Part of the Council.

Mr. Cunningham moved

That the Chairman of the Enrolling Committee be empowered to employ all the assistant enrolling clerks he may deem necessary.

The motion prevailed and thereupon Mr. Allen of the Twenty-first district made the following appointment:

I, the undersigned chairman of the House Enrollment Committee, do hereby appoint C. H. Filson special Enrolling Clerk, with authority to enroll and compare such bills as I may assign him.

J. K. ALLEN.

March 10, 1893.

Mr. Beaty moved

To amend

House Bill No. 164

By adding a section thereto repealing

Council Bill No. 83,

Making gaming illegal and providing a punishment therefor.

The Speaker declared the amendment not germane to the provisions of the bill and under the rules of the House was out of order.

Mr. Beaty appealed from the Speaker's decision and the Chief Clerk put the question

Shall the Chair be sustained?

The roll being called there were:

Yeas, 10.

Nays, 13.

Those voting in the affirmative were:

Allen of the Sixth district, Cunningham, Faris, Farnsworth, Johnston, Merrick, Pfaff, Rathbun, Scott and Stone.

Those voting in the negative were:

Beaty, Brennan, Clardy, Greer, McDaniel, Moyle, Ozmun, Ormsbee, Peery, Stanley, Stovall, Wallace and Wimberly.

Absent and not voting:

Allen of the Twenty-first district and Carrington.

Mr. Speaker did not vote.

So the Chair was not sustained.

The Chair still refused to put the amendment before the House for its action.

And on motion House adjourned until 2:10 o'clock p. m.

AFTERNOON SESSION.

At 2:10 p. m. House met pursuant to adjournment.

Roll call found all members present.

Message from the Governor.

EXECUTIVE DEPARTMENT,
GUTHRIE, O. T., March 10, 1893.

To the Speaker and Members of the House of Representatives, Guthrie, Oklahoma:

GENTLEMEN—Having considered and approved
Council Bill No. 83,

I did on the 4th day of March cause the same to be delivered to the Secretary of the Territory, according to law.

Very respectfully,
A. J. SEAY, Governor.

Report of Enrolling Committee.

Mr. Speaker:

Your Committee on Enrolled Bills has examined
House Bill No. 155

And found the same correctly enrolled.

J. K. ALLEN,
Chairman Committee on Part of the House.
J. W. CLEVINGER,
Chairman of Committee.
F. S. PULLIAM,
On Part of the Council.

Message from the Council.

GUTHRIE, March 10, 1893.

Mr. Speaker:

I am directed by the Council to transmit to your honorable body
House Bill No. 54,
House Bill No. 5,
Council Bill No. 5 and
Council Bill No. 126,
Which the President has signed, for the signature of the Speaker.

Very respectfully,
J. C. HOFIUS,
Chief Clerk.

Mr. Speaker in open session signed
House Bill No. 54,
House Bill No. 5,
Council Bill No. 126 and
Council Bill No. 5.

Mr. Beaty introduced
House Bill No. 166, an act repealing Council Bill No. 83, prohibiting
gaming and providing a punishment therefor.
Read first time.

Mr. Beaty moved
To suspend rules, read bill second time by title, consider bill engrossed, read third time by title and placed upon its passage.

The roll being called there were:

Yeas, 16.

Nays, 8.

Those voting in the affirmative were:

Allen of the Twenty-first district, Beaty, Brennan, Clardy Cunningham, Greer, Johnston, Moyle, Ozmun, Ormsbee, Peery, Pfaff, Stanley, Stovall, Wallace and Wimberly.

Those voting in the negative were:

Allen of the Sixth district, Farnsworth, McDaniel, Merrick, Rathbun, Scott, Stone and Mr. Speaker.

Absent and not voting:

Carrington and Faris.

So the bill was read a second time, considered engrossed, read a third time and placed upon its passage.

The question being

Shall the bill pass?

The roll being called there were:

Yeas, 11.

Nays, 13

Those voting in the affirmative were:

Beaty, Carrington, Clardy, Greer, Ozmun, Ormsbee, Peery, Stanley, Stovall, Wallace and Wimberly.

Those voting in the negative were:

Allen of Sixth district, Allen of the Twenty-first, Cunningham, Faris, Farnsworth, Johnston, McDaniel, Merrick, Pfaff, Rathbun, Scott, Stone and Mr. Speaker.

Absent and not voting:

Brennan and Moyle.

So the bill did not pass.

The Speaker in open session signed the following bills:

House Bill No. 5.

Council Bill No. 50.

House Bill No. 57.

House Bill No. 54.

Council Bill No. 110.

Council Bill No. 5.

Council Bill No. 64.

Council Bill No. 121.

Council Bill No. 8.

House Bill No. 52.

Council Bill No. 126.

And at 3:50 the above bills were transmitted to the Governor.

The question then being

Shall House Bill No. 164 pass?

The roll being called there were:

Yeas, 17.

Nays, 6.

Those voting in the affirmative were:

Allen of the Sixth district, Allen of the Twenty-first, Cunningham, Faris, Greer, Johnston, Merrick, Moyle, Peery, Pfaff, Scott, Stanley, Stovall, Stone, Wallace, Wimberly and Mr. Speaker.

Those voting in the negative were:

Beaty, Brennan, Farnsworth, McDaniel, Ormsbee and Rathbun.

Absent and not voting:

Carrington, Clardy and Ozmun.

So House Bill No. 164,

Having received a constitutional majority, passed and the title was agreed to.

Messrs. Ormsbee and Brennan offered the following explanations of their votes on House Bill No. 164.

Mr. Speaker:

As in my opinion the appropriation of fifteen thousand dollars of public money for so-called Columbian World's Fair purposes is for the practical benefit of a few tramps and social vagabonds only, under the financial conditions which envelop this Territory, is little, if anything, less than a crime. I am unwilling to sanction this action, and as under recent decision of the supreme court, I cannot see how Territorial officers can be legally paid from Territorial funds, therefore until I see what I consider returning reason and a truer devotion to public interests on the

part of this House, and until common honesty in the transaction of parliamentary affairs prevail, I shall stamp all with my personal condemnation and vote no.

TALCOTT ORMSBEE,
Representative First District.

Mr. Speaker:

Some parts of the bill I cannot support, while parts of the bill I could support, but as a whole I am compelled to vote no.

R. C. BRENNAN.

The Speaker signed
Council Bill No. 80,
Council Bill No. 125 and
Council Bill No. 6,
And they were transmitted to the Governor.

House Bill No. 75
Having returned from the Council amended
The question being

Shall the Council amendments to House Bill No. 75 be concurred in?

The roll being called there were:

Yeas, 15.

Nays, 7.

Those voting in the affirmative were:

Allen of the Twenty-first district, Cunningham, Faris, Farnsworth, Greer, Johnston, Merrick, Peery, Pfaff, Rathbun, Scott, Stovall, Stone, Wimberly and Mr. Speaker.

Those voting in the negative were:

Allen of the Sixth district, Beaty, Brennan, McDaniel, Moyle, Stanley and Wallace.

Absent and not voting:

Carrington, Clardy, Ozmun and Ormsbee.

So Council amendments to

House Bill No. 75

Were concurred in.

A protest.

I desire to record my protest against the illegal practices pursued in the action on bills in this House during this day, violating section 17 of chapter 46 of the Statutes of Oklahoma, and violating every rule of the House which stood in the way of what I believe to be an unlawful combination formed in violating section 9 of article 7 of chapter 25 of the Statutes of Oklahoma, and believing every transaction of the kind and every transaction of the day to be of that kind to be contrary to law, public policy and justice between men, desire to have record made hereof, for the benefit of whom it may concern in future years.

TALCOTT ORMSBEE,
Representative First District.

GUTHRIE, O. T., March 10, 1893.

Mr. Speaker:

Your Committee on Enrolled Bills has examined

House Bill No. 112

And find the same correctly enrolled.

JAS. K. ALLEN,
Chairman Committee.

J. C. CARRINGTON,
On the part of House.

J. W. CLEVINGER,
On the part of Council.

Report of Enrolling Committee:

Mr. Speaker:

Your Committee on Enrolled Bills has examined
House Bill No. 147

And find the same correctly enrolled.

J. K. ALLEN,
Chairman Committee.

J. C. CARRINGTON,
JOHN PFAFF,
On the part of House.

J. W. CLEVINGER,
On the part of Council.

Mr. Greer moved

That certain bills be taken up and advanced on the calendar.

Mr. Allen of the Twenty-first district moved,

As a substitute that a committee of three be appointed by the Speaker to sift the calendar and select such bills as should be considered under special order.

The roll being called on Mr. Allen's substitute there were:

Yeas, 20.

Nays, 0.

Those voting in the affirmative were:

Allen of Sixth district, Allen of Twenty-first district, Beaty, Brennan, Carrington, Cunningham, Faris, Greer, Johnston, Merrick, Moyle, Pfaff, Rathbun, Scott, Stanley, Stovall, Stone, Wallace and Wimberly and Mr. Speaker.

Those voting in the negative were: None.

Absent and not voting:

Farnsworth, Ozmun, Ormsbee, Peery, Clardy and McDaniel.

So the motion prevailed and the Speaker appointed

Messrs. Allen of Twenty-first district, Johnston and Greer as such committee.

Mr. Cunningham moved

To suspend the rules, consider

House Bill No. 149 and

House Bill No. 150

Engrossed, read third time and placed upon their passage.

The roll being called there were.

Yeas, 18.

Nays, 2.

Those voting in the affirmative were:

Allen of the Sixth district, Allen of the Twenty-first district, Cunning-

ham, Farnsworth, Greer, Johnston, Merrick, Moyle, Ormsbee, Peery, Pfaff, Rathbun, Scott, Stanley, Stone, Wallace, Wimberly, Mr. Speaker.

Those voting in the negative were:

Beaty, Brennan.

Absent and not voting:

Carrington, Clardy, Faris, McDaniel, Ozmun, and Stovall.

So House Bill No. 149 and

House Bill No. 150

Were considered engrossed, read third time and placed upon their passage.

The question being

Shall House Bill No. 150 pass?

The roll being called there were:

Yeas, 17.

Nays, 1.

Those voting in the affirmative were:

Allen of Sixth district, Carrington, Cunningham, Faris, Farnsworth, McDaniel, Merrick, Ozmun, Ormsbee, Pfaff, Scott, Stanley, Stovall, Stone, Wallace, Wimberly, Mr. Speaker.

Voting in the negative: Brennan.

Absent and not voting:

Allen of Sixth district, Allen of Twenty-first district, Beaty, Carrington, Clardy, McDaniel, Ozmun, Moyle.

So House Bill No. 150,

Having received a constitutional majority, passed and the title was agreed to.

The question being

Shall House Bill No. 149 pass?

The roll being called there were:

Yeas, 19.

Nays, 2.

Those voting in the affirmative were:

Allen of Sixth district, Carrington, Cunningham, Faris, Farnsworth, Greer, McDaniel, Merrick, Moyle, Peery, Pfaff, Rathbun, Scott, Stanley, Stovall, Stone, Wallace, Wimberly and Mr. Speaker.

Those voting in the negative were:

Brennan and Ormsbee.

Absent and not voting:

Allen of Twenty-first district, Johnston, Ozmun, Beaty, Clardy.

So House Bill No. 149,

Having received a constitutional majority, passed and the title was agreed to.

Mr. Cunningham moved

To suspend the rules, read

House Bill No. 168

Second time, consider the bill engrossed, read third time by title and placed upon its passage.

The roll being called there were:

Yeas, 15.

Nays, 2.

Those voting in the affirmative were:

Cunningham, Farnsworth, Johnston, McDaniel, Merrick, Moyle, Ozmun, Ormsbee, Pfaff, Scott, Stovall, Stone, Wallace, Wimberly and Mr. Speaker.

Those voting in the negative were:

Faris and Rathbun.

So the rules were suspended and

House Bill No. 168

Was considered engrossed, read third time by title and placed upon its passage.

The question being

Shall House Bill No. 168 pass?

The roll being called there were:

Yeas, 19.

Nays, 2.

Those voting in the affirmative were:

Allen of the Twenty-first district, Beaty, Brennan, Cunningham, Farnsworth, Greer, Johnston, McDaniel, Merrick, Moyle, Ozmun, Pfaff, Rathbun, Scott, Stanley, Stovall, Stone Wallace and Mr. Speaker.

Those voting in the negative were:

Faris and Wimberly.

Absent and not voting:

Allen of the Sixth district, Carrington, Clardy, Ormsbee and Peery.

So House Bill No. 168

Having received a constitutional majority, passed and the title was agreed to.

Mr. Brennan introduced the following, Concurrent Resolution No. 15:

Be it Resolved, By the House of Representatives, the Council concurring, that

WHEREAS, The joint committee appointed by the House and Council to investigate the financial standing and disbursements of Public moneys in locating and erecting the public institutions in the Territory of Oklahoma; and

WHEREAS, Said committee has made report to the Council and House, and

WHEREAS, The report discloses the fact that there is an illegal expenditure of the Federal appropriation, also illegal warrants have been drawn in violation of the Statute law, so therefore be it

Resolved, That the Legislature of the Territory of Oklahoma do insist that the Governor be empowered to employ counsel and cause an action to be brought in the name of the Territory of Oklahoma against the Regents, or all parties who may have violated the laws of Oklahoma in creating illegal contracts and unnecessarily expending the public money, and pray the same may be recovered by due process of law. The reports of the committee shall be forwarded with this resolution to the Governor for his immediate investigation.

The roll being called on the adoption of the resolution there were:

Yeas, 8.

Nays, 8.

Those voting in the affirmative were:

Beaty, Brennan, Faris, Ormsbee, Peery, Rathbun, Scott and Stanley.

Those voting in the negative were:

Cunningham, Merrick, Moyle, Pfaff, Stovall, Stone, Wallace and Mr. Speaker.

Absent and not voting:

Allen of the Sixth district, Allen of the Twenty-first, Carrington, Clardy, Farnsworth, Greer, Johnston, McDaniel, Ozmun and Wimberly.

So the resolution having failed to receive a constitutional majority failed to pass.

On motion House adjourned till 7.30 p. m.

EVENING SESSION.

Roll call found all members present except Mr Clardy.

Report of Enrolling Committee.

GUTHRIE, March 10, 1893.

Mr. Speaker:

Your Committee on Enrolled Bills has examined
House Bill No. 81
And find the same correctly enrolled.

J. K. ALLEN,
J. C. CARRINGTON,
On part of House.
J. W. CLEVINGER,

Chairman of Committee on part of Council.

GUTHRIE, March 10, 1893.

Mr. Speaker:

Your Committee on Enrolled Bills has examined
House Bill No. 59
And find the same correctly enrolled.

J. K. ALLEN,
J. C. CARRINGTON,
On part of House.
J. W. CLEVINGER,

Chairman of Committee on part of Council.

GUTHRIE, March 10, 1893.

Mr. Speaker:

Your Committee on Enrolled Bills has examined

Substitute for House Bill No. 65
And find the same correctly enrolled.

J. K. ALLEN,
J. C. CARRINGTON,
On part of House.
J. W. CLEVINGER,

Chairman of Committee on part of Council.

GUTHRIE, March 10, 1893.

Mr. Speaker:

Your Committee on Enrolled Bills has examined
House Bill No. 75
And find the same correctly enrolled.

J. K. ALLEN,
J. C. CARRINGTON,
On part of House.
J. W. CLEVINGER,

Chairman of Committee on part of Council.

The Sifting Committee reported as follows:

Majority report.

Mr. Speaker:

We, your Committee appointed to sift out from the Calendar such bills as are most important, beg leave to recommend that the following bills do pass:

Council Bill No. 127,
Council Bill No. 92,
Council Bill No. 73,
Council Bill No. 133,
Council Bill No. 5,
Council Bill No. 90,
Council Bill No. 95,
Council Bill No. 81,
Council Bill No. 36,
Council Bill No. 86,
Council Bill No. 113,
Council Bill No. 108,
Council Bill No. 85,
Council Bill No. 116,
Council Bill No. 136,
House Bill No. 167,
House Bill No. 29,
House Bill No. 131,
House Bill No. 162,
House Bill No. 144,
House Bill No. 165,
House Bill No. 157,
Council Bill No. 122.

We recommend that the following bills do not pass:

House Bill No. 127,
House Bill No. 77,
House Bill No. 128,
House Bill No. 161,

House Bill No. 35,
 House Bill No. 40,
 House Bill No. 137,
 House Bill No. 135,
 House Bill No. 118,
 Council Bill No. 104,
 House Bill No. 123,
 House Bill No. 151,
 House Bill No. 116,
 House Bill No. 159,
 House Bill No. 26,
 House Bill No. 107,
 House Bill No. 125,
 House Bill No. 54,
 House Bill No. 163,
 House Bill No. 30,
 House Bill No. 3,
 House Bill No. 122,
 House Bill No. 148,
 House Bill No. 138,
 House Bill No. 120,
 House Bill No. 145,
 House Bill No. 126,
 Council Bill No. 39,
 Council Bill No. 49,
 Council Bill No. 123,
 Council Bill No. 54,
 Council Bill No. 130,
 Council Bill No. 132,
 Council Bill No. 72,
 Council Bill No. 118,
 Council Bill No. 135,
 Council Bill No. 81,
 Council Bill No. 71,
 Council Bill No. 25,
 Council Bill No. 103.

Respectfully submitted,

JAMES K. ALLEN,
 J. M. JOHNSTON,
 FRANK H. GREER.

Minority report:

Mr. Speaker:

I desire to make a minority report to-wit: That
 House Bill No. 159 and
 House Bill No. 160
 Do pass.

J. M. JOHNSTON.

Mr. Johnston moved

To amend majority report by adding to the list of bills selected for
 passage

House Bill No. 159 and
 House Bill No. 160.

Motion lost.

Message from Council.

Mr Speaker:

I am directed by the Council to transmit to your honorable body
Council Bill No. 104,
Which the Council has passed, and ask your concurrence therein.

Very respectfully,
J. C. HOFIUS,
Chief Clerk.

Mr. Greer moved

To suspend rules, read

Council Bill No. 127

Second time by title, consider it engrossed, read third time by title
and placed upon its passage.

The roll being called there were:

Yeas, 23.

Nays, 0.

Those voting in the affirmative were:

Allen of the Sixth district, Allen of Twenty-first, Brennan, Carrington,
Cunningham, Faris, Farnsworth, Greer, Johnston, McDaniel, Merrick,
Moyle, Ozmun, Ormsbee, Peery, Pfaff, Rathbun, Scott, Stovall, Stone,
Wallace, Wimberly and Mr. Speaker.

Absent and not voting:

Beaty, Clardy and Stanley.

So the rules were suspended and

Council Bill No. 127

Read second time, considered engrossed, read third time and placed
upon its passage.

The question being on the passage of

Council Bill No. 127,

The roll being called there were:

Yeas, 16.

Nays, 6.

Those voting in the affirmative were:

Allen of the Sixth district, Allen of the Twenty-first, Brennan, Carrington,
Cunningham, Faris, Farnsworth, Greer, Johnston, McDaniel, Merrick,
Moyle, Ozmun, Rathbun, Scott and Wallace.

Those voting in the negative were:

Beaty, Ormsbee, Peery, Pfaff, Stone and Mr. Speaker.

Absent and not voting:

Clardy, Stanley, Stovall and Wimberly.

So Council Bill No. 127

Having received a constitutional majority passed and the title was
agreed to.

Mr. Peery moved

To suspend the rules, read

Council Bill No. 92

Second time and consider bill engrossed, read third time by title
and placed upon its passage.

The roll being called there were:

Yeas, 21.

Nays, 2.

Those voting in the affirmative were:

Allen of the Sixth district, Allen of the Twenty-first, Carrington, Cunningham, Faris, Farnsworth, Greer, Johnston, McDaniel, Merrick, Moyle, Peery, Pfaff, Rathbun, Scott, Stanley, Stovall, Stone, Wallace, Wimberly and Mr. Speaker.

Those voting in the negative were:

Beaty and Ormsbee.

Absent and not voting:

Brennan, Ozmun and Clardy.

So the rules were suspended and

Council Bill No. 92

Was read second time, considered engrossed, read third time and placed upon its passage.

The question being

Shall Council Bill No. 92 pass?

The roll being called there were:

Yeas, 20.

Nays, 1.

Those voting in the affirmative were:

Allen of the Sixth district, Brennan, Carrington, Cunningham, Faris, Farnsworth, Greer, Johnston, McDaniel, Merrick, Moyle, Peery, Pfaff, Rathbun, Scott, Stanley, Stone, Wallace, Wimberly and Mr. Speaker.

Those voting in the negative were:

Mr. Ormsbee.

Absent and not voting:

Allen of the Twenty-first district, Clardy, Beaty, Ozmun and Stovall.

So Council Bill No. 92

Having received a constitutional majority, passed and the title was agreed to.

Mr. Merrick moved

That rules be suspended and that

Council Bill No. 73

Be considered engrossed, read third time and placed upon its passage.

The roll being called there were:

Yeas, 16.

Nays, 6.

Those voting in the affirmative were:

Brennan, Carrington, Cunningham, Greer, Johnston, Merrick, Moyle, Ormsbee, Peery, Pfaff, Scott, Stanley, Stone, Wallace, Wimberly and Mr. Speaker.

Those voting in the negative were:

Allen of the Sixth district, Beaty, Faris, McDaniel, Ozmun and Rathbun.

Absent and not voting:

Allen of the Twenty-first district, Clardy, Farnsworth and Stovall.

So the rules were suspended and

Council Bill No. 73

Was considered engrossed, read third time and placed upon its passage.

The question being

Shall Council Bill No. 73 pass?

The roll being called there were:

Yeas, 16.

Nays, 7.

Those voting in the affirmative were:

Brennan, Carrington, Cunningham Farnsworth, Greer, Johnston, Merrick, Moyle, Ozmun, Peery, Pfaff, Scott, Stanley, Stone, Wallace and Wimberly.

Those voting in the negative were:

Allen of the Sixth district, Beaty, Faris, McDaniel, Ormsbee, Rathbun and Mr. Speaker.

Absent and not voting:

Allen of the Twenty-first district, Clardy and Stovall.

So Council Bill No. 73

Having received a constitutional majority, passed and the title was agreed to.

Mr. Peery moved to place

Council Bill No. 133

At the foot of the calendar.

The roll being called there were:

Yeas, 17.

Nays, 8.

Those voting in the affirmative were:

Allen of Sixth district, Allen of Twenty-first district, Beaty, Brennan, Cunningham, Faris, Farnsworth, Greer, Johnston, McDaniel, Ozmun, Ormsbee, Peery, Pfaff, Rathbun, Stanley and Mr. Speaker.

Those voting in the negative were:

Carrington, Merrick, Moyle, Scott, Stovall, Stone, Wallace, Wimberly.

Absent and not voting: Clardy.

So the motion prevailed and

Council Bill No. 133

Was placed at the foot of the calendar.

Message from Council.

Mr. Speaker:

I am directed by the Council to transmit to your honorable body

House Bill No. 164,

Which the council has passed as amended and respectfully ask your concurrence therein.

J. C. HOFIUS,
Chief Clerk.

Mr. Brennan moved

That the House do not concur in Council amendment to

House Bill No. 164,

And to ask the Council to recede from its amendment.

The roll being called on the motion there were:

Yeas, 14.

Nays, 9.

Those voting in the affirmative were:

Allen of Sixth district, Allen of Twenty-first district, Beaty, Brennan, Farnsworth, Johnston, Moyle, Ozmun, Ormsbee, Peery, Rathbun, Stanley, Stone and Wallace.

Those voting in the negative were:

Cunningham, Faris, Greer, Merrick, Pfaff, Scott, Stovall, Wimberly and Mr. Speaker.

Absent and not voting:

Carrington, Clardy and McDaniel.

So the motion prevailed.

Mr. Cunningham moved

That the rules be suspended and that

Council Bill No. 90

Be considered engrossed, read third time and placed upon its passage.

The roll being called there were:

Yeas, 11.

Nays, 12.

Those voting in the affirmative were:

Allen of Sixth district, Carrington, Cunningham, Greer, Johnston, Merrick, Pfaff, Stanley, Stovall, Wallace and Mr. Speaker.

Those voting in the negative:

Beaty, Brennan, Faris, Farnsworth, Moyle, Ozmun, Ormsbee, Peery, Rathbun, Scott, Stone and Wimberly.

Absent and not voting:

Allen of the Twenty-first district, Clardy and McDaniel.

So the motion did not prevail.

Mr. Ormsbee moved

To strike out the enacting clause of

Council Bill No. 90.

The roll being called there were:

Yeas, 10.

Nays, 7.

Those voting in the affirmative were:

Allen of Sixth district, Beaty, Brennan, Faris, Farnsworth, Greer, Ozmun, Ormsbee, Rathbun and Mr. Speaker.

Those voting in the negative were:

Merrick, Pfaff, Scott, Stanley, Stone, Wallace and Wimberly.

Absent and not voting:

Allen of Twenty-first district, Carrington, Clardy, Cunningham, Johnston, McDaniel, Moyle, Peery, and Stovall.

The following message was received from the Council:

Mr. Speaker:

I am directed to return to your honorable body,

House Bill No. 164

With the information that the Council insists upon its amendments and asks that a Conference committee be appointed; that the President has appointed as members of the Conference Committee Messrs. Fegan and Wrightsman.

J. C. HOFIUS,
Chief Clerk.

Messrs. Peery, Cunningham and Allen of Twenty-first district were appointed a committee to confer with the Council committee on amendments to

House Bill No. 164,

And so informed the Council.

Messages from Council:

Mr. Speaker:

I am directed by the Council to transmit to your honorable body

House Bill No. 81,

House Bill No. 75,

House Bill No. 66,

House Bill No. 59,

House Bill No. 147, and

Substitute for House Bill No. 65,

Which the President has signed, for the signature of the Speaker.

Very respectfully,

J. C. HOFIUS,

Chief Clerk.

Mr. Speaker:

I am directed by the Council to transmit to your honorable body

House Bill No. 149,

Which the Council has passed.

J. C. HOFIUS,

Chief Clerk.

GUTHRIE, O. T., March 10, 1893.

Mr Speaker:

I am instructed by the Council to inform your honorable body that the President has appointed Messrs. Cannon and Ross on behalf of the Council for second Conference Committee on

House Bill No. 164.

J. C. HOFIUS,

Chief Clerk.

Mr. Allen of Twenty-first district moved

That all bills reported favorably by the sifting committee be read second time by title, considered engrossed, read third time and placed upon their passage.

The roll being called on the motion there were:

Yeas, 4.

Nays, 12.

Those voting in the affirmative were:

Carrington, Greer, Stone, and Mr. Speaker.

Those voting in the negative were:

□ Allen of Sixth district, Beaty, Faris, Farnsworth, Johnston, Ozmun, Ormsbee, Scott, Stanley, Wallace and Wimberly.

Absent and not voting:

Allen of Twenty-first district, Brennan, Clardy, Cunningham, McDaniel, Merrick, Moyle, Peery, Pfaff, Rathbun, Stovall.

So the motion was lost.

It was moved that

Council Bill No. 95

Be considered engrossed, read third time by title and placed upon its passage.

The roll being called there were:

Yeas, 7.

Nays, 3.

Those voting in the affirmative were:

Ozmun, Pfaff, Rathbun, Stone, Wallace, Wimberly and Mr. Speaker.

Those voting in the negative were:

Faris, Farnsworth and Ormsbee.

Absent and not voting:

Allen of Sixth district, Allen of Twenty-first district, Beaty, Brennan, Carrington, Clardy, Cunningham, Greer, Johnston, McDaniel, Merrick, Moyle, Peery, Scott, Stanley and Stovall.

So the motion to suspend the rules, etc., having failed to receive a constitutional majority, did not prevail.

Moved that the rules be suspended and that

Council Bill No. 81

Be considered engrossed, read third time by title and placed upon its passage.

The roll being called there were:

Yeas, 5.

Nays, 11.

Those voting in the affirmative were:

Allen of Twenty-first district, Scott, Stone, Wimberly and Mr. Speaker.

Those voting in the negative were:

Beaty, Brennan, Cunningham, Faris, Johnston, Merrick, Ormsbee, Peery, Pfaff, Rathbun and Stovall.

Absent and not voting:

Allen of Sixth district, Carrington, Clardy, Farnsworth, Greer, McDaniel, Moyle, Ozmun, Stanley and Wallace.

The motion having failed to receive a majority was lost.

The following message was received from the Council:

Mr. Speaker.

I am directed by the Council to transmit to your honorable body

House Bill No. 168,

Which the Council has passed as amended, and ask your concurrence therein.

J. C. HOFIUS.
Chief Clerk.

Mr. Cunningham moved

That the House concur in Council amendments to

House Bill No. 168.

The roll being called on the motion to concur there were:

Yeas, 18.

Nays, 1.

Those voting in the affirmative were:

Allen of Sixth district, Allen of Twenty-first, Beaty, Brennan, Cunningham, Johnston, Merrick, Ozmun, Ormsbee, Peery, Pfaff, Rathbun, Scott, Stanley, Stone, Wallace, Wimberly and Mr. Speaker.

Those voting in the negative were:

Mr. Faris.

Absent and not voting:

Carrington, Clardy, Farnsworth, Greer, McDaniel, Moyle and Stovall.

So the motion prevailed and the Council amendments to

House Bill No. 168

Were concurred in.

Mr. Cunningham moved

That the engrossed copy of

House Bill No. 168

Be considered the enrolled bill.

The roll being called there were:

Yeas, 18.

Nays, 1.

Those voting in the affirmative were:

Allen of Sixth district, Allen of Twenty-first district, Beaty, Brennan, Cunningham, Johnston, Merrick, Ozmun, Ormsbee, Peery, Pfaff, Rathbun, Scott, Stanley, Stone, Wallace, Wimberly and Mr. Speaker.

Those voting in the negative were:

Mr. Faris.

Absent and not voting:

Carrington, Clardy, Farnsworth, Greer, McDaniel, Moyle and Stovall.

So the motion prevailed and engrossed

House Bill No. 168

Was considered the enrolled bill.

Mr. Pfaff moved

To suspend the rules and

Council Bill No. 136

Be read second time by title, considered engrossed, read third time by title and placed upon its passage.

The roll being called on Mr. Pfaff's motion there were:

Yeas, 14.

Nays, 1.

Those voting in the affirmative were:

Beaty, Brennan, Cunningham, Johnston, McDaniel, Merrick, Ozmun, Pfaff, Rathbun, Scott, Stone, Wallace, Wimberly and Mr. Speaker.

Those voting in the negative were:

Mr. Ormsbee.

Absent and not voting:

Allen of Sixth district, Allen of Twenty-first district, Carrington, Clardy, Faris, Farnsworth, Greer, Moyle, Peery, Stanley and Stovall.

So the motion prevailed and

Council Bill No. 136

Was read second time by title, considered engrossed, read third time by title and placed upon its passage.

The question being

Shall Council Bill No. 136 pass?

The roll being called there were.

Yeas, 15.

Nays, 2.

Those voting in the affirmative were:

Allen of Sixth district, Beaty, Brennan, Cunningham, Johnston, McDaniel, Merrick, Pfaff, Rathbun, Scott, Stanley, Stone, Wallace, Wimberly and Mr. Speaker.

Those voting in the negative were:

Faris and Farnsworth.

Absent and not voting:

Allen of Twenty-first district, Carrington, Clardy, Greer, Moyle, Ozmun, Ormsbee, Peery and Stovall.

So Council Bill No. 136,

Having received a constitutional majority, passed.

The committee appointed to confer with a like committee from the Council on Council amendments to

House Bill No. 164

Reported as follows.

GUTHRIE, O. T., March 10, 1893.

Mr. Speaker:

Your Conference Committee on

House Bill No. 164

Have agreed that the words "\$3,200" in paragraph relating to Attorney General's salary be stricken out and "\$3,000" inserted, and that "\$2,000" be stricken out in paragraph relating to Treasurer and "\$1,500" per year be inserted.

FRANK H. GREER,
Chairman of Committee.
J. C. CARRINGTON,
JOHN M. CANON,
L. P. KOSS.

Mr. Cunningham moved

To adopt the report of the committee on

House Bill No. 164.

The roll being called on Mr. Cunningham's motion there were:

Yeas, 14.

Nays, 7.

Those voting in the affirmative were:

Cunningham, Faris, Farnsworth, Greer, Johnston, Merrick, Moyle, Peery, Pfaff, Scott, Stanley, Stone, Wallace and Wimberly.

Those voting in the negative were:

Allen of Sixth district, Allen of Twenty-first district, Beaty, Brennan, McDaniel, Rathbun and Mr. Speaker.

Absent and not voting:

Carrington, Clardy, Ozmun, Ormsbee and Stovall.

So the report of the committee was adopted.

Mr. Speaker:

I am directed by the Council to transmit to your honorable body

House Bill No. 147,

Which the President has signed, for the signature of the Speaker.

J. C. HORIUS,
Chief Clerk.

Mr. Speaker:

I am directed by the Council to transmit to your honorable body
House Bill No. 150 and
Council Bill No. 127,
Which the President has signed, for the signature of the Speaker.

Respectfully,

J. C. HOFIUS,
Chief Clerk.

Mr. Speaker:

I am directed by the Council to transmit to your honorable body
Council Bill No. 73,
Which the President has signed, for the signature of the Speaker.

J. C. HOFIUS,
Chief Clerk.

Mr. Speaker:

I am directed by the Council to inform your honorable body that the
Council has concurred in the report of the Conference Committee on
House Bill No. 164.

Respectfully,

J. C. HOFIUS,
Chief Clerk.

The Speaker then in open session signed

House Bill No. 63,
House Bill No. 147,
House Bill No. 65,
House Bill No. 59,
House Bill No. 75,
House Bill No. 66,
House Bill No. 150,
House Bill No. 81 and
Council Bill No. 127.

Mr. Farnsworth moved

That the rules be suspended and
Council Bill No. 86

Be read second time by title, considered engrossed, read third time by
title and placed upon its passage.

The roll being called there were:

Yeas, 14.

Nays, 2.

Those voting in the affirmative were:

Allen of Twenty-first district, Farnsworth, Greer, Johnston, Merrick,
Ozmun, Pfaff, Rathbun, Scott, Stanley, Stone, Wallace, Wimberly and
Mr. Speaker.

Those voting in the negative were:

Brennan and McDaniel.

Absent and not voting:

Allen of Sixth district, Beaty, Carrington, Clardy, Cunningham, Faris,
Moyle, Ormsbee, Peery and Stovall.

So the motion prevailed and

Council Bill No. 86

Was read second time, considered engrossed and read third time and
placed upon its passage.

The question being
Shall the bill pass?

The roll being called there were:

Yeas, 18.

Nays, 2.

Those voting in the affirmative were:

Allen of Twenty-first district, Beaty, Carrington, Cunningham, Faris, Farnsworth, Greer, Johnston, McDaniel, Merrick, Peery, Pfaff, Scott, Stanley, Stovall, Stone, Wallace and Mr. Speaker.

Those voting in the negative were:

Brennan and Rathbun.

Absent and not voting.

Allen of Sixth district, Clardy, Moyle, Ozmun, Ormsbee, Wimberly.

So Council Bill No. 86,

Having received a constitutional majority, passed.

Council Bill No. 95,

Having been read third time, was placed upon its passage.

The question being

Shall the bill pass?

The roll being called there were:

Yeas, 19.

Nays, 1.

Those voting in the affirmative were:

Allen of Twenty-first district, Beaty, Brennan, Cunningham, Farnsworth, Greer, Johnston, McDaniel, Merrick, Ozmun, Peery, Pfaff, Rathbun, Scott, Stovall, Stone, Wallace, Wimberly and Mr. Speaker.

Voting in the negative: Stanley.

Absent and not voting:

Allen of Sixth district, Carrington, Clardy, Faris, Moyle, Ormsbee.

So Council Bill No. 95,

Having received a constitutional majority, passed.

Moved that the rules be suspended and that

Council Bill No. 36

Be considered engrossed, read third time and placed upon its passage.

The roll being called there were:

Yeas, 17.

Nays, 1.

Those voting in the affirmative:

Beaty, Brennan, Cunningham, Farnsworth, Greer, McDaniel, Merrick, Ozmun, Ormsbee, Peery, Pfaff, Rathbun, Stovall, Stone, Wallace, Wimberly and Mr. Speaker.

Voting in the negative: Stanley.

Absent and not voting:

Allen of Sixth district, Allen of Twenty-first district, Carrington, Clardy, Faris, Johnston, Moyle and Scott.

So the rules were suspended and

Council Bill No. 36

Was considered engrossed, read third time and placed upon its passage.

The question being
Shall the bill pass?

The roll being called there were:

Yeas, 17.

Nays, 3.

Those voting in the affirmative were:

Brennan, Cunningham, Farnsworth, Greer, Johnston, McDaniel, Merrick, Ozmun, Ormsbee, Pfaff, Rathbun, Scott, Stovall, Stone, Wallace, Wimberly and Mr. Speaker.

Those voting in the negative were:

Allen of Sixth district, Peery and Stanley.

Absent and not voting:

Allen of Twenty-first district, Beaty, Carrington, Clardy, Faris, Moyle.

So Council Bill No. 36,

Having received a constitutional majority, passed.

Mr. Stone moved that

Council Bill No. 85,

Be considered engrossed, read third time by title and placed upon its passage.

The roll being called there were:

Yeas, 14.

Nays, 1.

Those voting in the affirmative were:

Brennan, Cunningham, Johnston, McDaniel, Merrick, Moyle, Ozmun, Ormsbee, Pfaff, Rathbun, Stone, Wallace, Wimberly and Mr. Speaker.

Voting in the negative: Stanley.

Absent and not voting:

Allen of Sixth district, Allen of Twenty-first district, Beaty, Carrington, Clardy, Faris, Farnsworth, Greer, Peery, Scott and Stovall.

So the rules were suspended and

Council Bill No. 85

Was considered engrossed, read third time and placed upon its passage.

The question being

Shall the bill pass?

The roll being called there were:

Yeas, 18.

Nays, 2.

Those voting in the affirmative were:

Beaty, Brennan, Cunningham, Greer, Johnston, McDaniel, Merrick, Ozmun, Ormsbee, Pfaff, Rathbun, Scott, Stanley, Stovall, Stone, Wallace, Wimberly and Mr. Speaker.

Those voting in the negative were:

Allen of the Sixth district and Peery.

Absent and not voting:

Allen of the Twenty-first district, Carrington, Clardy, Faris, Farnsworth and Moyle.

So Council Bill No. 85

Having received a constitutional majority, passed.

Report of Committee on Enrolled Bills.

Mr. Speaker:

I, Chairmen of Committee on Enrolled Bills, beg leave to report that I have received from C. H. Filson, appointed by me in accordance with authority by the House vested by motion adopted authorizing me as Chairman of Committee on Enrolled Bills to employ necessary clerks to enroll and compare bills passed at this session,

House Bill No. 65,

Reported to me to be correctly enrolled and signed by

J. K. ALLEN,

Chairman of Committee on Enrolled Bills on Part of the House.

J. W. CLEVINGER,

Chairman of Committee on Enrolled Bills on part of the Council.

GUTHRIE, O. T., March 10, 1893.

Hon. J. K. Allen, House of Representatives, Oklahoma Territory:

DEAR SIR—I herewith transmit enrolled copy of original bill No. 63, entitled an act to provide a code of civil procedure, which I have carefully compared with original bill, and certify that the same is correctly enrolled. Affidavit hereto attached.

Very Respectfully,
CHARLES H. FILSON.

Mr. Speaker:

I am directed by the Council to transmit to your Honorable body House Bill No. 63,

Which the President has signed, for the signature of the Speaker.

J. C. HOFIUS,
Chief Clerk.

Mr. Speaker.

I am directed by the Council to transmit to your honorable body House Bill No. 112,

Which the President has signed, for the signature of the Speaker.

J. C. HOFIUS,
Chief Clerk.

Mr. Speaker:

I am directed by the Council to transmit to your honorable body House Bill No. 150,

Which the Council has passed.

J. C. HOFIUS,
Chief Clerk.

Mr. Speaker:

I am directed by the Council to transmit to your honorable body House Bill No. 66,

Which the Council has passed.

J. C. HOFIUS,
Chief Clerk.

Mr. Speaker:

I am directed to transmit to your honorable body

Council Bill No. 92,

House Bill No. 149 and

House Bill No. 55,
Which the President has signed, for the signature of the Speaker.

J. C. HOFIUS,
Chief Clerk.

The Speaker, in open session signed
House Bill No. 63.

At 11 o'clock p. m. the following bills were transmitted to the Governor:

House Bill No. 147,
Substitute for House Bill No. 65,
House Bill No. 59,
Council Bill No. 127,
House Bill No. 75,
House Bill No. 66,
House Bill No. 150,
House Bill No. 81,
House Bill No. 28 and
House Bill No. 63.

Mr. Cunningham moved
To suspend the rules, read
Council Bill No. 108

Second time by title, consider engrossed, read third time by title and placed upon its passage.

The roll being called there were:

Yeas, 14.

Nays, 4.

Those voting in the affirmative were:

Brennan, Cunningham, Johnston, McDaniel, Merrick, Moyle, Ormsbee, Pfaff, Rathbun, Scott, Stone, Wallace, Wimberly and Mr. Speaker.

Those voting in the negative were:

Beaty, Farnsworth, Ozmun and Peery.

Absent and not voting:

Allen of Sixth district, Allen of Twenty-first district, Carrington, Clardy, Faris, Greer, Stanley and Stovall.

So the motion prevailed and the rules were suspended and Council Bill was read second time by title, considered engrossed, read third time and placed upon its passage.

The question being,
Shall the bill pass?

The roll being called there were:

Yeas, 19.

Nays, 3.

Those voting in the affirmative were.

Beaty, Brennan, Clardy, Cunningham, Greer, Johnston, McDaniel, Merrick, Moyle, Ozmun, Ormsbee, Pfaff, Rathbun, Stanley, Stovall, Stone, Wallace, Wimberly and Mr. Speaker.

Those voting in the negative were:

Allen of Sixth district, Faris and Peery.

Absent and not voting:

Allen of Twenty-first district, Carrington, Farnsworth and Scott.

So Council Bill No. 108,
Having received a constitutional majority, passed.

GUTHRIE, O. T., March 10, 1893.

Mr. Speaker:

I am directed by the Council to transmit to your honorable body
Council Bill No. 136,
Which the President has signed, for the Speaker's signature.

Respectfully,

J. C. HOFIUS,
Chief Clerk.

GUTHRIE, O. T., March 10, 1893.

Mr. Speaker:

I am directed by the Council to transmit
Council Bill No. 92,
Which the President has signed, for your signature.

Respectfully,

J. C. HOFIUS,
Chief Clerk.

The Speaker, in open session, signed
Council Bill No. 136 and
Council Bill No. 92.

GUTHRIE, O. T., March 10, 1893.

Mr. Speaker:

I am directed by the Council to transmit to your honorable body
House Bill No. 164,
Which the President has signed, for your signature.

Respectfully,

J. C. HOFIUS,
Chief Clerk.

The Speaker signed
House Bill No. 164.

Mr. Ormsbee moved
That the vote by which
House Bill No. 126

Was rejected be reconsidered.

The roll being called there were:

Yeas, 19.

Nays, 3.

Those voting in the affirmative were:

Beaty, Carrington, Cunningham, Farnsworth, Johnston, McDaniel,
Merrick, Moyle, Ozmun, Ormsbee, Peery, Pfaff, Scott, Stanley, Stovall,
Stone, Wallace, Wimberly and Mr. Speaker.

Those voting in the negative were:

Brennan, Faris and Rathbun.

Absent and not voting:

Allen of the Sixth district, Allen of the Twenty-first, Clardy and Greer.

So the motion prevailed and the vote by which

House Bill No. 126

Was rejected was reconsidered.

Mr. Johnston moved

That the rules be suspended,

House Bill No. 126

Be considered engrossed, read a third time and placed upon its passage.

The roll being called there were:

Yeas, 16.

Nays, 5.

Those voting in the affirmative were:

Beaty, Carrington, Farnsworth, Greer, Johnston, McDaniel, Merrick, Ozmun, Ormsbee, Peery, Pfaff, Rathbun, Scott, Stanley, Stone and Wallace.

Those voting in the negative were:

Allen of the Sixth district, Faris, Moyle, Wimberly and Mr. Speaker.

Absent and not voting:

Allen of the Twenty-first district, Breunan, Clardy, Cunningham and Stovall.

The question being

Shall the bill pass?

The roll being called there were:

Yeas, 17.

Nays, 3.

Those voting the affirmative were:

Beaty, Brennan, Carrington, Cunningham, Farnsworth, Greer, Johnston, Merrick, Ozmun, Ormsbee, Pfaff, Rathbun, Scott, Stanley, Stone, Wallace and Wimberly.

Those voting in the negative were:

Allen of Sixth district, Faris and Mr. Speaker.

Absent and not voting:

Allen of Twenty-first district, Clardy, McDaniel, Moyle, Peery Stovall.

So House Bill No. 126,

Having received a constitutional majority, passed and the title was agreed to.

Mr. Cunningham offered

The following resolution and moved its adoption:

Resolved, That the Speaker be requested to certify to each employe of this House in writing the time which each such person has been employed, as an evidence of the claim such employe may have for services rendered.

On the adoption of Mr. Cunningham's resolution the roll being called there were:

Yeas, 22.

Nays, 0.

Those voting in the affirmative were:

Allen of Sixth district, Beaty, Brennan, Carrington, Cunningham, Faris, Farnsworth, Greer, Johnston, McDaniel, Merrick, Moyle, Ozmun, Ormsbee, Pfaff, Rathbun, Scott, Stanley, Stovall, Stone, Wallace and Mr. Speaker.

Voting in the negative; None.

Absent and not voting:

Allen of Twenty-first district, Clardy, Peery and Wimberly.

So the motion prevailed and the resolution was adopted.

Report of Conference Committee on Enrolled Bills:

Mr. Speaker:

Your Committee on Enrolled Bills have examined

House Bill No. 150

And find the same correctly enrolled.

J. K. ALLEN,
Chairman House Committee.

J. C. CARRINGTON,
On the part of House.

J. W. CLEVINGER,
Chairman Council Committee.

F. S. PULLIAM,
On the part of Council.

Mr. Speaker:

Your Committee on Enrolled Bills has examined

House Bill No. 149

And find the same correctly enrolled.

J. K. ALLEN,
Chairman House Committee.

J. C. CARRINGTON,
On part of House.

J. W. CLEVINGER,
Chairman of Committee on part of Council.

Mr. Speaker:

I am directed to transmit to your honorable body

Council Bill No. 95,

Which the President has signed and requests the signature of the
Speaker.

Respectfully,
J. C. HOFIUS,
Chief Clerk.

The Speaker signed
Council Bill No. 95.

Mr. Speaker:

I am directed by the Council to transmit to your honorable body an
engrossed copy of

Council Bill No. 85,

Which is considered the enrolled copy, and which the President has
signed, for your signature.

Respectfully,
J. C. HOFIUS,
Chief Clerk.

Mr. Speaker signed
Council Bill No. 85.

Mr. Speaker:

I am directed to transmit to your honorable body

Council Bill No. 108,

Which the President has signed, for your signature.

J. C. HOFIUS,
Chief Clerk.

Mr. Speaker signed
Council Bill No. 108.

It was moved that a committee of two members from the house be elected to act with a committee of one from the Council to codify and compile the laws just passed and the laws in existence into a General Statute of Oklahoma.

For such committee the following gentlemen were placed in nomination.

Messrs. J. H. Beaty, J. M. Johnston, D. J. Wallace and Talcott Ormsbee.

The vote showed that
Mr. Beaty received 13 votes.
Mr. Johnston, 12.
Mr. Wallace, 8.
Mr. Ormsbee, 9.

Messrs. Beaty and Johnston, having received a majority of all the votes cast, were declared elected by the Speaker.

Mr. Cunningham offered the following resolution:

Resolved, By the House of Representatives that in the performance of the manifold and harrassing duties of the office of Speaker of the House that the Hon. Thomas R. Waggoner has shown himself uniformly kind, courteous and just.

Resolved further, That he has our kindest wishes for his future welfare and the days we have sat as a body under his rule as Speaker will ever remain a bright spot in our memories, and as a token of our esteem we hereby present him with the gavel he has used during the session.

Resolved further, That all acrimonious feeling incident to hotly contested debate shall forever be buried and that we part with each other with feelings of regret.

Which resolution was adopted.

Mr. Ormsbee offered

The following resolution, which was unanimously adopted:

Resolved, By the House of Representatives that the thanks of this House are hereby extended to the representatives of the press for their uniform courtesy and fair dealing in reporting the proceedings of this body.

Mr. Greer offered

The following resolution, which was unanimously adopted:

Resolved, That this House can never forget the good nature, eloquence and earnestness of our speaker pro tem, Hon. D. W. Peery, whom we honor as reflecting not only the wisdom of Thomas Benton and Adam Smith, but that of his own, which is more technical. He has our good will and his sonorous voice will long linger in our memory.

Mr. Peery introduced

The following, Concurrent Resolution No. 17, relative to the adjournment of the Second Legislative Assembly of Oklahoma *sine die*:

Be it Resolved, By the House of Representatives, the Council concurring therein, that the House of Representatives and the Council of the second Legislative Assembly of Oklahoma Territory adjourn *sine die*. at 12 o'clock to-night, March 10, 1893, A. D.

The roll being called on the adoption of the resolution there were:

Yeas, 22.

Nays, 0.

Those voting in the affirmative were:

Allen of the Sixth district, Allen of the Twenty-first, Beaty, Brennan, Carrington, Cunningham, Faris, Farnsworth, Greer, McDaniel, Moyle, Ozmun, Ormsbee, Peery, Pfaff, Rathbun, Scott, Stovall, Stone, Wallace, Wimberly and Mr. Speaker.

Absent and not voting:

Clardy, Johnston, Merrick and Stanley.

So the resolution was adopted.

Mr. Ormsbee offered

The following resolution, which was unanimously adopted:

WHEREAS, The labors of this body have been lightened to a marked degree by the extraordinary efforts of the Chief Clerk, P. O. Cassidy, be it

Resolved, That our thanks are hereby extended to him, with the warmest expressions of our personal regard.

Mr. Greer offered

The following resolution, which was unanimously adopted:

Resolved, That E. L. Gay, as Chief Enrolling Clerk, has been faithful and efficient and performed a service to the Legislature which entitles him to its sincerest appreciation and respect.

Mr. Pfaff offered

The following resolution, which was unanimously adopted:

Be it resolved, By the House of Representatives, that the thanks of this House are due to our efficient and courteous Assistant Chief Clerk, L. E. Pitts, who volunteered his services to this House when clerical help was needed.

Mr. ——— introduced

The following resolution, which was unanimously adopted:

Be it resolved, By the House of Representatives, that a vote of thanks be and is hereby tendered unto the Pages of this House who have volunteered their services and have performed their labors in a satisfactory manner thus far without pay.

Mr. ——— offered

The following resolution, which was unanimously adopted:

Resolved, That the thanks of this House be tendered to the Sergeant-at-arms, Lane Fisher, and Messenger, James Matthews, for the efficient manner in which they performed their every duty. Also the Janitor, who, though, so far, has not been able to get his pay, yet has not slighted his duty in any particular.

It being now time for the session of the Second Legislative Assembly to expire, on motion of Mr. Wimberly, the Speaker appointed Messrs. Wimberly, Ormsbee and Rathbun, a committee to wait on the Governor to ascertain if he had any further communication for the House.

At midnight the committee reported that the Governor had no further communications to transmit to the House.

Mr. Scott then offered

The following resolution, which was unanimously adopted.

Resolved, That the thanks of the Second Legislative Assembly be tendered to the citizens of Guthrie for their uniform kindness and courtesy to the members of this Legislature during their session of sixty days in the city.

The hour agreed upon by Concurrent Resolution of both branches of the Legislative Assembly for final adjournment having arrived

Mr. Peery moved

That the House do now adjourn *sine die*.

The roll being called there were:

Yeas, 17.

Nays, 0.

Those voting in the affirmative were:

Allen of Twenty-first district, Beaty, Carrington, Cunningham, Farnsworth, Greer, McDaniel, Merrick, Ozmun, Ormsbee, Pfaff, Rathbun, Scott, Stone, Wallace, Wimberly and Mr. Speaker.

Absent and not voting:

Allen of Sixth district, Brennan, Clardy, Faris, Johnston, Moyle, Peery, Stanley and Stovall.

So at midnight, March 10, 1893, the House of Representatives of the Second Legislative Assembly of Oklahoma Territory, adjourned *sine die*.

P. O. CASSIDY,
Chief Clerk.

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By Mr. Brennan of the Fourth district, No. 134; An act to establish independent school districts in Oklahoma.	252									
By Mr. Ormsbee of the First district, No. 135; An act relating to the duties of county commissioners	252	252	304							
By Mr. Ormsbee of the First district, No. 136; An act to prohibit treating in public places	252		270							
By Mr. Ormsbee of the First district, No. 137; An act to amend section 7 of chapter 46, of the Statutes of Oklahoma	252		270							

By Mr. Moyle of the Sixteenth district, No. 138; An act locating an asylum for the insane and providing for the issuance of bonds for the erection of the same.....	252	303							
By Mr. Rathbun of the Twentieth district, No. 139; An act to appropriate and build a bridge across the Cimarron river and pay for same.....	252	252	283						
By Mr. Wallace of the Twenty-second district, No. 140; An act to amend law on raising and collection of revenue.....	252								
By Mr. Wallace of the Twenty-second district, No. 141; An act to amend law relating to county commissioners.....	252	252	304						
By Mr. Wallace of Twenty-second district, No. 141; An act to amend law on elections.....	252								
By Mr. Stone of the Twenty-third district, No. 143; An act relating to the provocation of an assault or assault and battery.....	260								
By Mr. Brennan of the Fourth district, No. 145; An act to locate a Territorial penitentiary.....	260	260	269						
By Mr. Cunningham of the Twenty-fourth district, No. 144; An act for the protection of game and fish and to repeal chapter 38 of the Statutes of Oklahoma.....	259	260	365						
By Mr. Allen of the Twenty-first district, No. 146; An act to amend section 10, chapter 18, article 4.....	272	272		272					
By Mr. Ormsbee of the First district, No. 147; An act to provide for taking the records to the supreme court.....	272	272		36	375				{ 398 408 411 412 }
By Mr. Johnston of the Second district, No. 148; An act relating to telephones and telegraphs.....	260	260	302						
By Mr. Cunningham of Twenty-fourth district, No. 149; An act to incorporate an educational institution.....	260	260	282		398	408			415
By Mr. Scott of the Nineteenth district, No. 150; An act to amend section 2, of article 14, chapter 19, Statutes of Oklahoma, the subject being benevolent and charitable associations.....	260	260	365		398				412
By Mr. Merrick of the Eighteenth district, No. 151; An act relating to the townsite of Tohee.....	260	260	365						
By Mr. Cunningham of the Twenty-fourth district, No. 152; An act relating to the organization of new counties.....	260	260							
By Mr. Brennan of the Fourth district, No. 153; An act for independent school districts.....	260	260							

TITLE AND HISTORY OF HOUSE BIDS.—CONTINUED.

NUMBER AND TITLE.	Introduced and read first time.....	Read second time and referred to the committee	Report of Committee	Committee of Whole report or consider engrossed.....	Engrossed.....	Read third time, sent to the Council, or failed.....	Action of Council	Further action of the House	Enrolled.....	Approval	Miscellaneous
By Mr. Cunningham of the Twenty-fourth district, No. 154; An act establishing and providing for government of schools in cities of first class	269	269			269	320					
By Mr. Ormsbee of First district, No. 155; An act to provide for the taking of records to supreme court in civil cases	272	277	294 { 363 }			375			394		
By Mr. Stovall of the Fifteenth district, No. 156; An act creating the office of public weigher	272	277	304								
By Mr. Stovall of the Fifteenth district, No. 157; An act relating to banks and banking	284	299	304								
By Mr. Cunningham of the Twenty-fourth district, No. 158; An act relating to apportionment of Legislative districts	284	299	326	326		373					
By Mr. Allen of the Sixth district, No. 159; An act to locate an asylum for the insane.....	294	299	301								
By Mr. Brennan of the Fourth district, No. 160; An act to locate Territorial Normal school at Dover.....	294	299									
By Mr. Wallace of the Twenty-second district, No. 161; An act providing for a Territorial poll tax.....	316										
By Mr. Cunningham of the Twenty-fourth district, No. 162; An act providing for the erection of court houses and jails.....	329	330									
By Mr. Beatty of the Eleventh district, No. 163; An act relating to printing and providing for an official Territorial paper	362	263		363							
By Mr. Cunningham of the Twenty-fourth district, No. 164; An act making an appropriation for Territorial expenses for the year 1893 and 1894	362	363		363	396	396	406 } 407 } 408 }		417		
By Mr. Moyle of the Sixteenth district, No. 165; An act relating to the issuing and serving of summons in courts of record	362	363		363							

By Mr. Beatty of the Eleventh district, No. 166; An act to repeal Bill No. 83, an act to prohibit gaming.	395				
By Mr. Cunningham of the Twenty-fourth district, No. 168; An act to repeal certain sections of civil code bill.	399	399	400	409	410

HOUSE HISTORY OF COUNCIL BILLS.

NUMBER AND TITLE.	Sent to House	Read first time	Read 2nd time and refer'd to com'tee	Report of Committee	Committee of Whole report	Subsidiary motions	Read third time and ret'rn'd to Council	Further action of Council	Further action of House
No. 1, An act to repeal chapter 57, entitled "Master and servant," and chapter 52, entitled "Mine products."	139	139	144	148	166		171 } 188 }	240	241
No. 2, An act to repeal Statutes on "Definitions and maxims"	139	139	144	148	166		171 } 188 }	240	241
No. 3, An act to repeal article 3, chapter 30, entitled "Deposits and loans."	139	139	144	149	166		171 } 188 }		
No. 4, An act to repeal sections 1 to 41 inclusive of chapter 44, relating to insurance.	139	139	144	149	166		171 } 188 }		
No. 5, An act to repeal chapter 44 of the Statutes relating to guarantees.	139	139	144	194	364		372		395
No. 6, An act to repeal chapter 60 of the Statutes of Oklahoma relating to "Ob-ligations"	139	139	144	149	166		171 } 199 }	240	241 } 396 }
No. 7, An act to repeal article 2, entitled "Ownership," and article 3, entitled "General definitions," of chapter 67, Statutes of Oklahoma, relating to prop-erty	139	139	144	149	166		171 } 199 }	240	241
No. 8, An act to repeal chapter 78 of the Statutes of Oklahoma relating to "Spe-cific obligations"	139	140	144	149	166		171 } 199 }	240	241 } 396 }
No. 9, An act to repeal article 6, entitled "Trusts in general," and article 7, en-titled "Trusts for the benefit of third persons," relating to transfers	139	140	144	149	166		171 } 200 }	240	241
No. 10, An act to repeal article 3 of chapter 86, entitled "Transfers of personal property"	139	140	145	150	166		171 } 200 }	241	241
No. 11, An act to repeal chapter 80, relating to "Specific and preventive relief"	139	140	145	150	166		171 } 200 }	241	241
No. 12, An act to repeal article 1, chapter 86, relating to transfers	139	140	145	150	166		171 } 201 }	241	241
No. 13, An act to repeal chapter 1, Statutes of Oklahoma, relating to "Agricul-tural Agencies"	139	140	145	150	166		171 } 201 }	241	241

No. 14, An act to repeal article 2, chapter 54, Statutes of Oklahoma, entitled "Pledges," and relating to "Mortgages".....	139	140	{ 145 } { 169 }	{ 150 } { 178 }	166		201	288	
No. 23, An act to provide additional officers for the Legislative Assembly of Oklahoma Territory.....	{ 71 } { 125 }	{ 71 } { 125 }	{ 72 } { 127 }		72	78	{ 79 } { 128 }	84	97
No. 17, An act to prevent hasty and improvident legislation.....	93	94	94	116					
No. 24, An act to better protect lands laid out into townsites or additions thereto against nuisances.....	96								
No. 32, An act to legalize an election held at Edmond, Oklahoma, and authorize the issuing of bonds voted thereat.....	98	98	98	99			100	142	142
No. 56, An act substitute for House bill No. 25, an act to amend sections 1 and 8, of article 10, of chapter 75, being paragraphs 6198 and 6200, the subject of the chapter being "Revenues" and the subject of the article being "Delinquent taxes".....	104	104	104		104		104		
No. 46, An act legalizing an election held at the city of Kingfisher, etc.....	124	124	126		127		127	142	142
No. 57, An act legalizing the recording of deeds, etc., by county clerks.....	124	129	134	{ 143 } { 150 }			372	392	396
No. 33, An act providing for additional instructions and for issuing diplomas by the Normal School.....	120	130	130	177	223			288	
No. 53, An act to amend section 5, article 6, chapter 24, of the Oklahoma Statutes entitled "An act providing for county commissioners and defining the duties thereof".....	134	134	134	192	291			297	326
No. 54, An act establishing fees and salaries of public officers.....	135	135	135	177					396
No. 62, An act to prohibit the speculation in county warrants by county officials.....	153	154	154						
No. 43, An act to amend section 5 of chapter 2, relating to the Agricultural and Mechanical College in Payne county.....	160	160	160	214			{ 246 } { 268 }		
No. 22, An act to enable foreign executors and administrators to sue and be sued in the courts of the Territory.....	160	160	160	{ 192 } { 290 }			297	326	327
No. 26, An act providing for the election of and term of office of all officers to be elected in cities of the first class.....	165	165	{ 180 } { 207 }	215	364		372		
No. 78, An act to authorize cities, towns and villages to construct water works and to repeal article 7, chapter 16, Oklahoma Statutes.....	165	169	170		170				
No. 80, An act to protect lands platted into residence tracts and additions to townsites from nuisances.....	171	171	171	178	{ 216 } { 315 }		356	367	{ 367 } { 392 } { 397 }
No. 72, An act relating to revenues and amending section 3, article 1, chapter 75, of Oklahoma Statutes.....	181	181	188	269					

HOUSE HISTORY OF COUNCIL BILLS.

NUMBER AND TITLE.	Sent to House	Read first time	Read 2nd time and refer'd to com'tee	Report of Committee	Committee of Whole report	Subsidiary motions.	Read third time and returned to Council	Further action of Council	Further action of House
No. 83, An act declaring gaming illegal, etc.	195	195	198	254		{ 256 } { 278 } { 279 } { 280 }	281		{ 304 } { 305 }
No. 93, An act to amend section 2, article 1, chapter 75, an act to provide for raising and collecting revenue.	207								
No. 94, An act to encourage the planting of fruit trees.	207	207	212	234	{ 292 } { 300 }	308			
No. 64, An act requiring the clerk of the district court to make a record of all bonds, indictments and informations.	207	207	212	234	363		371	392	396
No. 71, An act to regulate the collection of freight bills by freight companies, their agent and employes.	240	250	254	294					
No. 66, An act to require security for costs in civil and criminal cases.	252	252	252	270					
No. 99, An act to authorize proceeding in justice courts against garnishees.	240	240	254						
No. 110, An act legalizing organization of the Shawnee school district.	258	258	277	364	368		373	392	396
No. 90, An act to regulate the admission and practice of attorneys at law.	259	259	277	300			407		
No. 73, An act amending sections 1, 2 and 5, chapter 20 of the Oklahoma Statutes.	262	262	277	316			405	412	
No. 81, An act to provide for the hiring and working of convicts for the purpose of paying fines, etc.	271	271	299	315			409		
No. 50, An act to amend the act relating to townsites on the public domain.	272	272	299	300	363		371	392	397
No. 36, An act to amend chapter 65, Oklahoma Statutes.	272	272	299	300			413		
No. 119, An act declaring the mutilation, secretion or destruction of a legislative bill a felony.	272	272	299						

No. 111, An act relating to civil procedure in certain cases.....	272								
No. 121, An act relating to corporations.....	291	291	299		311	358	392	396 { 412 }	
No. 114, An act, substitute for Council bill No. 79.....	399	299	299						
No. 95, An act to amend an act entitled an act to locate and establish an agricultural and mechanical college; in Payne county, Oklahoma Territory.....	218	318	318	329		498 { 413 }	419		
No. 126, An act relating to the Territorial university, normal school and agricultural and mechanical college.....	318	318	318	328	368	383	395	396	
No. 123, An act relating to procedure civil.....	324	330	330						
No. 113, An act amendatory to section 1, article 28 of chapter 72.....	324	330	330						
No. 39, An act in relation to marriage.....	327	330	330						
No. 86, An act entitled a lien for keeping or training horses or other animals.....	327	330	330			412			
No. 85, An act relating to roads, highways and bridges.....	329	330	330			414	419	419	
No. 92, An act amending chapter 24, Statutes of Oklahoma, and creating the office of county treasurer, register of deeds and county coroner and prescribing their duties.....	333	330	330			405	415 { 417 }	417	
No. 131, An act to create the office of probate judge and provide his jurisdiction.....	369								
No. 122, An act naming that portion of Oklahoma known as "G" county.....	390								
No. 120, An act for the protection of cattle against Texas splenic or Spanish fever and repealing article 2, entitled an act for the inspection of diseased cattle, etc.....	390								
No. 135, An act relating to the change of venue.....	390								
No. 132, An act, substitute of House bill No. 48.....	390								
No. 108, An act amending chapter 83, article 1, Statutes of Oklahoma, entitled townships and township officers.....	390	416	416			416	419	420	
No. 65, Substitute for Council bill No. 65, an act amendatory of section 1, chapter 48, entitled an act to regulate the traffic of intoxicating liquors.....	391								
No. 103, An act providing for the contesting of certain elections.....	391								
No. 118, An act to establish a collegiate, normal and industrial institute for the education of colored persons.....	391								
No. 25, An act regulating the salaries of Territorial officers.....	391								

HOUSE HISTORY OF COUNCIL BILLS.

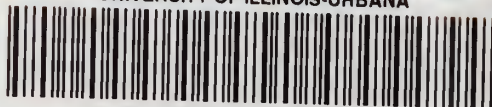
NUMBER AND TITLE.	HOUSE HISTORY OF COUNCIL BILLS.			
	Further action of House.....	417		
	Further action of Council.....	417		
	Read third time and returned to Council.....	410		
	Subsidiary motions.....			
	Committee of Whole report.....			
	Report of Committee.....			
	Read 2nd time and refer'd to com'tee.....	410		
	Read first time.....	410		
	Sent to House	391	391	391
				404
No. 136, An act creating a board of education.....				
No. 127, An act to regulate the levy and collection of interest.....				
No. 116, An act providing for the allowance and payment of indebtedness created by the people of Kingfisher City.....				
No. 104, An act to amend section 1 of article 16, chapter 71, entitled an act regulating proceedings in actions for forcible entry and detainer, etc.....				

ERRATA.

- Page 62, Insert Judiciary Committee after "members."
- 79, Insert "bill" after "consider."
- 93, House Bill No. 36 should read No. 26.
- 108, House Resolution No. 3 should read No. 14.
- 112, House Resolution 7 should read No. 15.
- 121, House Bill No. 56 should read Council Bill No. 56.
- 121, Council Concurrent Resolution No. 1 should read No. 4.
- 130, Council Bill No. 23 should read No. 33.
- 134, House Petition No. 4 should read No. 5.
- 134, House Petition No. 5 should read No. 6.
- 144, Bills read first time should read second time.
- 151, Council Bill No. 34 should read House Bill No. 34.
- 152, Should show House Bill No. 69 read and referred.
- 154, House Bill No. 62 should read Council Bill No. 62.
- 160, Temporary Assistant clerk should read permanent.
- 161, Temporary page should read permanent page.
- 163, Should show introduction of House Bill No. 79.
- 163, Should show introduction of House Bill No. 81 by Mr. Peery.
- 169, "First" should be inserted in blank.
- 181, House Bill No. 74 should read No. 49.
- 188, Should show House bill 87 read second time and referred.
- 195, House Concurrent Resolution No. 12 should read No. 11.
- 197, Twenty-first should read Twenty-third.
- 198, Should show House Bill No. 95 referred.
- 216, "Motion" should read report adopted.
- 234, House Bill No. 114 should be omitted.
- 236, Council Bill No. 109 should be read House Bill No. 109.
- 236, House Bill No. 22 should read House Bill No. 122.
- 245, House bill No. 199 should read No. 109.
- 246, Council Bill No. 34 should read No. 43.
- 256, House Bill No. 83 should read Council Bill No. 83.
- 259, House Bill No. 132 should read House Bill No. 144.
- 260, House Bill No. 133 should read House Bill No. 145.
- 260, House Bill No. 134 should read House Bill No. 143.
- 260, Should show introduction of House Bills No. 146, 147, 148, 145, 150, 151, 152 and 153.
- 269, House Bill No. 134 should read No. 154.
- 270, House Bill No. 123 should read No. 124.
- 272, "Gentlemen" should read "governor" in second line.
- 274, House Concurrent Resolution No. 14 should read No. 13.
- 274, House Bill No. 151 should read No. 157.
- 304, House Bill No. 83 should read Council Bill No. 83.
- 317, "And" should read "on."
- 362, Insert "introduction" after "the" in fourth line of afternoon session.
- 385, \$12,000 should read \$1,200.
- 386, \$13,000 should read \$1,500.
- 386, \$15,000 should read \$1,500.
- 403, House Bill No. 54 should be omitted.
- 415, House Bill No. 65 should read No. 63.
- 420, House Concurrent Resolution No. 17 should read No. 15.
- 421, Insert word "Peery" in resolution concerning pages.
- 421, Insert word "Rathbun" in resolution concerning sergeant-at-arms, messenger and janitor.



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